

After hearing the learned counsel for the plaintiffs and also referring to the pleadings and documents produced by them, it appears that plaintiffs have filed the present suit for declaration and consequential relief of permanent injunction with respect to suit schedule properties. Along with the plaint, plaintiffs have filed IA No. I U/O 39 Rule 1 and 2 of CPC for exparte temporary Injunction against the defendant No.1 to 2 from alienating the plaint/application schedule properties.

At this stage, on perusal of pleading and records, this court finds s prima-facie ground to pass an exparte temporary injunction against the defendant No.1 and 2 as if the same is not granted, with respect to plaint/application schedule properties till next date of hearing in order to keep the property intact otherwise the purpose of filing of the suit would be defeated. If the said interim order is not granted. Therefore, I deem fit to pass the following:

O R D E R

The defendant No.1 to 2 or any body acting on their behalf are hereby restrained by way of an order of exparte temporary injunction from alienating the plaint/application schedule properties in favour of anybody in any manner till next date of hearing.

The plaintiffs are directed to comply Order 39 Rule 3(a) & (b) of CPC then only office to issue the said order.

Issue suit summons to all the defendants and notice on IA-I to defendant No.1 and 2 returnable by 04-2-2023.

Addl. Senior Civil Judge & JMFC
Hunsur