

MA 11/2026

The Miscellaneous Appeal filed U/O 43 Rule 1 of CPC is hereby allowed in part. The order dated 23.02.2026 passed on I.A. No.1 and I.A. No.2 in O.S. No.53/2026 is hereby set aside. The applications filed by the plaintiff under Order XXXIX Rules 1 and 2 CPC are hereby dismissed. However, both parties are directed to maintain status quo with regard to nature and possession of the suit schedule properties till disposal of the suit. Anyhow, it is made clear that the appellants shall not interfere with the possession of tenants except in accordance with due process of law. The Trial Court is directed to dispose of the suit expeditiously.

SD/-
I ASCJ and JMFC., Hunsur