

**ORDER ON I.A.NO.1 FILED U/O 39 RULE 1 AND 2 OF  
CPC**

IA No.1 is filed by the applicant/plaintiff U/o 39 R-1 and 2 of CPC seeking an ad-interim exparte order of temporary injunction to restrain defendants from alienating the application schedule property in favour of 3<sup>rd</sup> person.

2. Heard the learned counsel for the plaintiff and perused the plaint averments, affidavit, annexed to IA No.1 and also other materials placed before this court.

3. The above suit is filed by plaintiff against defendants for the relief of partition and separate possession.

4. On careful perusal of the affidavit averments and documents available on record. At this stage the plaintiff has made out prima-facia case so as to protect her right, title and interest over the suit schedule properties.

5. Further, the very object of granting injunction would be defeated by delay. Hence, notice on IA No.1 to the defendant No.1 to 4 as contemplated U/o 39 R-3 of CPC is hereby dispensed with. Being of the above opinion. Hence, this court proceed to pass the following.

**ORDER**

Pending disposal of IA No.1 the defendant No.1 to 4 are hereby restrained by an order of ad-interim exparte temporary injunction from alienating the application schedule properties in favour of 3<sup>rd</sup> person.

This order shall remain in force till the defendant No.1 to 4 filing WS and objections.

Office is directed not to issue the certified copy of this order until complied with order 39 R-3 of CPC.

Issue ad-interim temporary injunction order, issue emergent notice on IA No.1 to defendant No.1 to 4 and also issue suit summons to the defendant No.1 to 4, returnable by: 05-10-2020.

(Gayatri)  
C/c Prl. Civil Judge & JMFC.,  
K.R.Nagar.