

O.S.575/2025

ORDER ON IA NO.1 FILED U/O 39 R-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 ex-parte order of temporary injunction restraining defendant, his agents, servants or anybody acting on him behalf from causing any interference with the peaceful possession and enjoyment of the plaintiff over the application schedule property pending disposal of the above suit in the interest of justice and equity.

2. Heard the learned counsel for the applicant/plaintiff. 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 defendant for the relief of Permanent Injunction.

4. Further as per the endorsement made in order sheet there is no caveat is pending in respect of application schedule property.

5. On careful perusal of affidavit averments and documents available on record it goes to show that, At this stage the applicant/plaintiff has made out sufficient grounds and prima-facie case so as to protect her right and interest over the application schedule property. The very object of granting injunction would be defeated by delay if the relief sought is not granted in favour of the plaintiff. Hence, notice on IA No.1 to defendant as contemplated U/o 39 R-3 of C.P.C. is hereby dispensed with. Hence, this court proceed to pass the following:

ORDER

Defendant, his agents, servants or anybody acting on his behalf are hereby restrained from causing any interference into the applicant/plaintiff's peaceful possession and enjoyment over the application schedule property by way of an ad-interim ex-parte temporary injunction order.

This order shall remain in force till the defendant filing his written statement and objections.

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

Issue orders on IA No.1 along with suit summons to Defendant.

Returnable by: 05-01-2026

(Chandan.S)
Prl. Civil Judge & JMFC.,
K.R.Nagar.