

ORDER ON IA NO.1 FILED U/O 39 R-1 AND 2 OF CPC

1. 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 defendants, their agents, servants or anybody acting on behalf of them from interfering with the peaceful possession and enjoyment of applicant/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 defendants for the relief of Permanent Injunction.

This court relying upon the decision of Hon'ble High Court of Karnataka reported in **AIR 1976 KAR 67** Held- An injunction cannot be granted in respect of agricultural land without giving notice to defendants.

4. At this stage this court finds it just and proper to hear defendants prior to granting of ad-interim ex-parte temporary injunction. Hence, this court without further discussion proceeds to pass the following;

Order

Issue Emergent Notice on I.A.No.1
to defendants and also issue
summons to defendants.

Returnable by 21/10/2021

(Gayatri)
Addl. Civil Judge & JMFC.,
K.R.Nagar.