

Perused the pleadings and documents produced. The plaintiff has filed this suit seeking for the relief of specific performance of contract of registered sale agreement. The temporary injunction claimed by the plaintiff against the defendants is not to alienate the suit schedule property pending disposal of the suit. Considering the documents placed on record, the prima facie case is made out at this stage. If the exparte order of temporary injunction is not granted the very purpose of the suit getting defeated and the rights claimed by the plaintiffs getting jeopardized cannot be ruled out. Hence, it is necessary to dispense with the mandatory prior notice contemplated by law. Hence I proceed to pass the following:

ORDER

The defendants are restrained from alienating the suit schedule property in any manner until the next date of hearing, by way of exparte ad-interim order of temporary injunction.

The Plaintiff is directed to comply with the Order 39 Rule 3 of C.P.C.

Issue exparte temporary injunction order against the defendants in respect of I.A.I.

Issue Notice on I.A.II to the defendant No.2 and Suit Summons to all the Defendants if proper PF paid and sufficient copies furnished and if the above order is complied with returnable by .2023

Senior C.J. & JMFC.,
Nanjangud.

16.02.2023