

07.06.2019

Perused the pleadings and documents produced. The plaintiff has filed this suit seeking for the relief of specific performance of contract to register the agreement to sell dated 13.06.2016. The khata in respect of suit property stands in the name of the husband of the defendant. The temporary injunction claimed by the plaintiff is not to alienate the suit property pending disposal of the suit. 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 plaintiff and getting geo-paradise 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 defendant is hereby restrained from alienating the suit property in any manner until the next date of hearing, by way of ex parte ad-interim order of temporary injunction.

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

Issue ex parte temporary injunction order and Suit Summons to the Defendant if proper PF paid and sufficient copies furnished and if the above order is complied returnable by

Senior C.J. & JMFC.,  
Nanjangud.