

**ORDER**

The plaintiffs have filed this suit against the defendants for the relief of partition and separate possession of suit schedule properties and also filed IA.No.II under Order XXXIX Rule 1 and 2 R/W Section 151 of C.P.C seeking an Ad-Interim Exparte Temporary Injunction order, restraining the defendants from alienating the suit schedule properties.

It is submitted that, the suit schedule properties are the ancestral properties of plaintiffs and defendants wherein the father of the plaintiffs and defendants died about 16 years ago and mother of the plaintiffs and defendants died about 10 years ago. The properties being the joint family and ancestral properties has not been partitioned till today and the defendants are trying to alienate the same by transferring the khata of the suit schedule properties into their names. As such, prayed to pass an order of Ad-Interim Exparte Temporary Injunction as prayed.

I have perused the pleadings, as well as the records of the case on hand carefully and meticulously. The plaintiffs have produced Genealogical tree, RTC Extracts in respect of the suit schedule properties. At this juncture if notice is issued to the defendants no hardship or prejudice would be caused to the plaintiffs. Moreover, the plaintiffs have not made out prima-facie case to grant an order of Ad-Interim Exparte Temporary Injunction as prayed at this stage. I view of the same, I proceed to pass the following ;

**ORDER**

Issue Emergent Notice on IA.No.II and suit summons to defendants.

Call on : 24.11.2022.

**Civil Judge & JMFC.,  
T. Narasipura.**