

Heard the learned counsel for the plaintiff on IA.I and perused the materials on record.

I have carefully perused the In view of notification of Honble High court of Karnataka dated 11.12.2024 is declared as holiday. Hence, case is adjourned to next date of hearing on 12.12.2024. documents produced by the plaintiff. The present suit is filed for partition and separate possession. Plaintiff filed IA.I U/o 39 Rule 1 and 2 of CPC seeking exparte order of temporary injunction against defendant No.9. As per the affidavit of plaintiff, the defendant No.9 is trying to alienate the suit schedule properties. At this stage, it is clear that the plaintiff has made-out prima-facie case. Therefore, it is necessary to restrain the defendant No.9, her agents, servants or anybody claiming through or under her from alienating the suit schedule properties. Otherwise, the very purpose of filing this suit will be frustrated and it may also lead to multiplicity of proceedings. Hence, I proceed to pass the following:-

ORDER

The defendant No.9, her agents, servants or anybody claiming through or under her are hereby restrained by way of ex parte order of temporary injunction from alienating the suit schedule properties till the next date of hearing.

The plaintiff is directed to comply with Order XXXIX Rule 3 of the CPC.

Issue notice of IA.No.I and ex parte order of temporary injunction on IA No.I to defendant No.9 and suit summons to all the defendants r/by:

Prl. Senior Civil Judge and C.J.M.,
Ramanagara.