

ORDERS ON I.A. NO.II

I.A No. II filed U/O 39 Rule 1 and 2 of CPC seeking for grant of exparte Temporary injunction against defendants.

Heard, perused the plaint. I.A. No.II its enclosed affidavit and documents produced by plaintiff.

The plaintiff has made out prima-facie case for grant of exparte ad-interim injunction.

If notice on I.A. No.II is ordered, it would be defeat the very object of grounding the ex-party injunction by delay.

The plaintiff stated that in his plaint, the defendants are interfere with plaintiff peacefull possession and enjoyment over the suit schedule property.

There is allegation that defendants are trying to interfear with possession over the suit schedule property. Hence due to urgency, notice of I.A. No.II is dispensed with.

Ad interim ex-party injunction is granted in favour of plaintiff by restraining the defendants, their agents, servants, etc., from interfere the suit schedule property till appearance of the defendants.

The plaintiff shall comply orders-39 Rule 3A of CPC and shall furnish sufficient Process Fee.

Office is directed that copy of order shall not be issued to any one including the plaintiff, until plaintiff complies with Order 39 Rule 3A of CPC.

It is made clear that, this order shall automatically stand vacated, in case of plaintiffs does not comply the provisions of Orders 39 Rule 3A of CPC strictly and does not furnish sufficient process fees and copies of IA.

Issue summons to defendants and notice to defendants on IA No.II and TI order through RPAD if furnished.

O.S. No. 161/20

Returnable by 09.09.2020

Sd/-

Prl. Civil Judge & JMFC,
Channapatna.