

Heard, the counsel on I.A.No.I.

ORDER ON IA.NO.I

Heard on I.A.No.I filed U/o XXXIX Rule 1 and 2 of CPC by the plaintiff and meticulously perused the plaint averments, IA.No.I annexed to the affidavit and also the documents produced by the plaintiff. After going through the materials on record, at this juncture the court has come tentative conclusion by opining that the plaintiff has made out a prima-facie case for consideration.

Therefore, if an order for notice is passed, under such circumstances, the filing of suit would be frustrated and

there is likelihood of causing hardship to the plaintiff. Therefore, not only to meet the ends of justice but also to avoid the unnecessary multiplicity of litigations. I am inclined to pass the following:

ORDER

Issue an ad-interim temporary injunction order against the defendants restraining them from constructing the construction and interfere by encroaching the suit schedule property till next date of hearing.

Issue Notice of I.A No.I and suit summons to defendants.

So, plaintiff is directed to comply the provision of order XXXIX Rule 3(a) of CPC.

Accordingly, the plaintiff is directed to pay requisite process fee and necessary copies.

R/by 20-06-2025.

**C/C Addl. Civil Judge & JMFC.,
Soraba.**