

Heard the plaintiff counsel on IA
No.I.

ORDER ON EXPARTE
TEMPORARY INJUNCTION

The present suit filed by the plaintiff for the relief of permanent injunction against the defendant. Along with the suit, the plaintiff has also filed I.A.No.I U/O XXXIX Rule 1 and 2 of CPC seeking ad-interim exparte temporary injunction against the defendant restraining them to interfere, disturb and encroaching over the suit schedule property till disposal of the suit.

Perused the I.A.No.I and documents made available on record. At this juncture, the plaintiff has made out grounds for granting ad-interim exparte temporary injunction against the defendant, if the emergent notice issued the purpose of the suit will be frustrated.

Hence, I am of the opinion that, plaintiff has made out grounds to grant exparte temporary injunction against the defendant. If the notice is ordered it may result in delay, the delay may defeat the

purpose of suit and suit may become infructuous and will cause multiplicity of proceedings. Hence by dispensing the prior notice to the defendant and I proceed to pass the following:

ORDER

The Emergent Order on Temporary Injunction is hereby granted in favour of plaintiff against the defendant.

Defendant, his agents, servants and others on behalf of him is hereby restrained from interfering, disturbing and encroaching over the suit schedule property till next of hearing.

The plaintiff is hereby directed to shall comply as per provision U/o 39 rule 3A of CPC and file an affidavit to that effect.

If the plaintiff is complied as per the order, the office is hereby directed to issue exparte temporary injunction order, emergent notice on IA No.I against the defendant and suit summons to defendant.

The plaintiff shall pay the process and necessary document on or before

O.S No.153/2026

06.06.2026. Otherwise, Emergent
notice in the stands vacate.

Call on 15.06.2026.

**Prl. Civil Judge and JMFC.,
Soraba.**