

**ORDER ON EXPARTE  
TEMPORARY INJUNCTION.**

Heard, the plaintiff counsel. Perused the plaint, documents available on record. It reveals that the plaintiff has filed the present suit for the relief of partition and separate possession. Along with the suit, the plaintiff also filed I.A.No.I Under Order XXXIX Rule 1 and 2 of CPC for the relief of ex-parte temporary injunction against the defendants restraining them from alienating the suit schedule properties by way of sale, mortgage,

gift or any other way over the suit schedule property till disposal of the suit.

On perusal the entire materials available on record at this stage the plaintiffs have made out a prima-facie case against the defendants to restrain them from alienating the suit schedule properties. If the notice is ordered it may result in delay. The delay may defeat the purpose of suit may become infructus and will cause to multiplicity of proceedings. Hence, by dispensing the prior notice to the defendants I proceed to pass following:

### **ORDER**

The ex parte order of temporary injunction is hereby granted in favour of the plaintiff against the defendants.

The defendants, their agents, servants and others on behalf of them is hereby restrained from

alienating the suit schedule property by way sale, mortgage, gift or any other way till next date of hearing.

The plaintiff shall comply as per provisions of under order XXXIX Rule 3(a) of CPC and file an affidavit to that effect. If the plaintiff is complied as per order.

The office is hereby directed to issue exparte temporary injunction order, emergent notice on I.A.No.I and suit summons to the defendants. If PF and copies furnished.

R/by 18.12.2025.

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