

ORDERS ON IA NO.1

The exparte interim order sought by the plaintiff is to restrain defendant No.1 and 2 from alienating the suit property.

Plaintiff is the son and brother to the respective Defendants No.1 and 2. This is the suit for partition claiming that suit property is ancestral property that stood in the name of one Basavaraju i.e., the husband of Defendant No.1. Prima facie RTC is produced of the year 2009-10 in respect of suit property in name of Basavaraju. Subsequent RTC's in the year 2024-25, it is seen that on the basis of alleged partition now this property is in the name of Defendants No.1 and 2 having divided 5 guntas and 4 guntas amount each other. It is submitted that this plaintiff is not aware of said mutation and is not with his consent and therefore it deprives his legitimate share in the suit property.

Perused the RTC's, prima facie it show of suit property having stood in the name of father of plaintiff and subsequently the mother and sister have mutated the same. The apprehension of the plaintiff that they would alienate the suit property is a bonafide apprehension and in order to avoid multiplicity of proceedings this

court proceeds to pass the following:

ORDER

Issue ad-interim exparte temporary injunction restraining the defendants No.1 and 2 from alienating the suit property, till next date of hearing.

Plaintiff to comply under Order 39 Rule 3 of CPC.

Issue notice on IA No.1 and suit summons to defendants, if steps taken.

Call on 15.03.2025.

Sd/-

Prl. Civil Judge & JMFC.,
C.N.Halli.