

The instant suit as brought by the plaintiff against defendants seeking the relief for declaration and permanent injunction restraining the defendants to interfere in the possession of the plaintiff and such other relief. Along with suit, the plaintiff has maintained an application under Order 39 rule 1 and 2 r/w., Section 94 of CPC seeking ad-interim temporary injunction restrain the defendants to interfere in the possession of the plaintiff in any manner until pending disposal of the suit.

I have perused the entire material placed on record, IA, affidavit and averments of the plaint. At this juncture, the plaintiff has made out prima-facie case against defendants and thus, the court opines that, the very purpose of suit would be frustrated in issuing prior notice and in order to avoid multiplicity of proceeding and to safe guard the suit schedule property, the court proceed to pass following:-

ORDER

The defendants are hereby restraining from interfere in the possession of the plaintiff in any manner by way of ad-interim temporary injunction till next date of hearing.

Office shall issue exparte temporary injunction order, suit summons, notice on IA.No.I to defendants through RPAD, if plaintiff has complied the mandatory provision under Order 39 rule 3(a) of CPC and necessary copies of IA, plaint along with proper fee is furnished.

Call on 28.08.2020.

C/C Prl. Civil Judge & JMFC,
Chikkanayakanahalli.