

ORDER

The plaintiff has filed present suit for the relief of permanent injunction against the defendants with respect to suit schedule property.

The plaintiff also filed an application U/o 39 Rule 1 and 2 of CPC prayed for ad-interim exparte injunction against the defendants or their agents, servants or any person claiming on behalf of them, from obstructing the plaintiff in constructing the residential house in the suit schedule property till disposal of the suit.

The plaintiff has produced original gift deed, EC, original E-property and the Xerox copy of the assessment extract.

On perusal of the averments made in the affidavit, plaint and documents, the suit is on for permanent injunction. On perusal of the documents I am of the opinion that plaintiff has made out a prima facie case and balance of convenience is in his favour and if an interim order is not passed the purpose of filing the suit will not survive and plaintiff may also suffer irreparable loss and injury. Hence, issue notice on I.A No.1 is dispensed and I proceed to pass the following;

Order

I.A. No.1 is hereby allowed.

Issue ad-interim injunction
against the defendants as prayed in
I.A.No.1. It shall be inforce till next date
of hearing.

The plaintiff to comply with the order
39 Rule 3(a) of CPC.

Issue suit summons and notice on
I.A.No.1 along with ad-interim
injunction order against defendants
after complains.

(Smt.Geeta)
Addl. Civil Judge & JMFC.,
Sira