

Heard the learned counsel for plaintiffs on I.A.No.1. Perused plaint and documents produced in this suit. The suit is one for partition and separate possession of suit schedule properties. The plaintiffs pleaded that, the suit schedule properties are the Hindu Undivided Joint Family Properties of the plaintiffs and defendant and being the member of the joint family, plaintiffs are also having half share in the schedule properties. Therefore, It is apprehension of the plaintiffs is that the defendant may alienate the suit schedule properties during the pendency of the suit and if defendant succeeded in his acts, it may cause hindrance to the rights of the plaintiffs. Hence, it appears that, the plaintiffs have made out the prima-facie case to issue exparte T.I against the defendant at this juncture. The delay would likely cause hindrance to the rights of the plaintiffs over the suit schedule properties. Hence, to avoid multiplicity of the proceedings and also in the interest of justice, the defendant is restrained

from alienating or creating any charge in respect of the suit schedule properties in any manner by way of exparte T.I till the appearance of the defendant before the court.

The plaintiffs is hereby directed to comply with the provision of Order 39 Rule 3 CPC.

Issue Exparte Temporary Injunction order and suit summons to the defendant after compliance Returnable by : 23.05.2022.

Sd/-
(Noorunnisa)
Senior Civil Judge & JMFC,
Tiptur