

ORDERS ON IA NO.I

The plaintiff has filed the present suit against the defendant for the relief of permanent injunction over suit schedule property.

The plaintiff has also filed IA No.I U/o. XXXIX Rule 1 and 2 of CPC with a prayer to pass an ex-parte ad-interim order of injunction in favour of the plaintiff against the defendant, his agents, representatives

or anybody acting on his behalf from constructing any building or structure abutting the western side compound wall of the suit property without leaving the set back area and interfere in the plaintiffs peaceful possession, occupation and enjoyment of the suit property till disposal of this suit.

Perused the IA and documents produced by the plaintiff.

The materials which are placed by the plaintiff is suffice to draw the apprehension and he has made out prima-facie case, at this stage. Considering the facts and circumstances of the case, I proceed to pass the following;

ORDER

The ad-interim temporary injunction is granted against the defendant as not to construct any building or structure abutting the western side compound wall of the suit property without leaving the set back area to suit schedule property in any manner till his appearance.

Subject to compliance U/o
XXXIX Rule 3(a) of CPC.

Issue Emergent notice on IA
No.I, to defendant and suit
summons to the defendant.

R/by, 30-10-2023.

Civil Judge and JMFC., Dandeli.