

ORDERS ON I.A. NO. I

Plaintiff filed IA No. I, U/o 39 Rule 1 and 2 of CPC seeking for grant of ad-interim ex-parte temporary injunction against the Defendant and his men the suit property till the disposal of this suit.

Heard, perused the plaint and I.A. No.1 its annexed affidavit and documents which are available on record. Plaintiff produced the, RTC's of the Suit Schedule Property, Mutation Extract, Photos as per the acquired through partition and jointly standing in the name of the plaintiffs.

As such the plaintiff is absolute owner and he is in peaceful possession over the same, since partition was taken place. As such plaintiff has claiming the interim relief with rights and interest over the suit schedule property for restraining the defendants who are trying to interference and constructing the house over the plaintiff's property. As such the suit schedule property is subject matter in this case as claiming in the plaint as rights and interest over the same. Accordingly, the Defendants are trying to interference and constructing house over the Suit Schedule Property as alleged by the plaintiffs. Under circumstances for considering the above and for the safe guard of the suit schedule property and also avoiding the multiplicity of the proceedings the Court can considered the application's affidavit reasons.

Accordingly, the plaintiffs have made out prima case for grant of exparte ad-interim injunction against the defendants.

If notice on I.A.No.I is ordered, it would be defeat the very object of grounding the ex-party injunction by delay. There is allegation that defendants are trying to Interference and constructing the house over the suit schedule property. Hence due to urgency, the notice of I.A. No. I is dispensed with.

Ad interim ex-parte temporary injunction against the defendants not to Interference and constructing the house over the suit schedule property. **till filing the objection to the IA No.I.**

The plaintiffs shall comply orders-39 Rule 3A of CPC and shall furnish sufficient Process Fee.

Office is directed that copy of order shall not be issued to any one including the plaintiffs, until plaintiffs complies with Order 39 Rule 3A of CPC.

It is made clear that, this order shall automatically stand vacated, in case of plaintiffs does not comply the provisions of Orders 39 Rule 3A of CPC.

Issue summons to defendants and E/Notice on IA No.I. if sufficient PF paid. Call on: 18-07-2022

Sd/-

Civil Judge and JMFC., Siddapur