

Orders on IA No. 2

Perused the plaint, documents produced along with plaint, I.A. No. 2 and affidavit annexed to the same. On perusal of the materials prima facie it appears that the suit 'A' schedule properties are purchased by the plaintiff under the registered sale deeds and the suit 'A' schedule properties are standing in the name of the plaintiff. As per office note there is no caveat. Therefore, at this stage this Court is of the opinion that the plaintiff has made out a prima facie case.

If notice on I.A. No. 2 is ordered to be issued to the defendants, the very purpose of filing the suit and granting TI on a later date will be defeated, if the defendants succeeded in their attempt, then the plaintiff will be put to great hardship. Therefore, to meet the ends of justice I proceed to pass the following.

ORDER

The defendants, their men, agents, representatives, relatives, heirs, servants or any persons claiming under them are hereby temporarily restrained from causing any waste and damages to the suit 'A' schedule properties by interfering with the peaceful possession and enjoyment of plaintiff over the suit 'A' schedule properties in any manner till the appearance of defendants.

**Plaintiff shall comply order 39
Rule 3 of CPC.**

**Issue suit summons and
emergent notice on I.A. No. 2 to the
defendants and TI order if PF paid
and after compliance.**

Returnable by: 02-05-2025.

II Addl. Civil Judge and J.M.F.C.,
Kundapura