

Dated: 23-12-2020

ORDER

Plaintiffs have filed the suit for partition and separate possession of their legitimate share in suit schedule "B" properties.

2. The plaintiffs have filed IA No.1 U/o 39 Rule 1 & 2 of CPC seeking an order of temporary injunction against the defendants from alienating the suit schedule "B" properties. In support of it, the plaintiff No.1 has filed her affidavit. The plaintiffs have filed record of rights and mutation extracts pertains to the suit schedule properties.

3. On perusal of the order sheet it is mentioned by the office that there is no caveat in respect of suit properties as well as against the plaintiffs. Since the plaintiffs have filed the suit for partition and separate possession of their legitimate share, at this juncture prior issuance of notice is dispensed with. In order to protect the suit schedule properties and in order to avoid multiplicity of proceedings it is necessary to injunct the defendants by way of temporary injunction order as sought for. Therefore I proceed to pass the following:

ORDER

The defendants are hereby restrained by an order of temporary injunction from alienating the suit schedule "B" properties till their appearance.

OS No.135/2020

The plaintiffs have to comply under Order 39
Rule 3 of CPC.

Issue temporary injunction order on IA No.I
and suit summons to the defendants.

R/by: 29-01-2021

Addl. Senior Civil Judge,
Basavana-Bagewadi.