

ORDER ON IA-I

Heard Sri N.S.S., Advocate on I.A No.I.

2. Perused I.A No. I filed U/Order 39 Rule 1 and 2 of CPC. It is a suit for partition and separate possession.

3. I have perused the averments of plaint, I.A., affidavit and documents and I am satisfied at this stage, with regard to the case of plaintiff. If, exparte T.I. is not granted definitely, there is a chance of depriving the legitimate share of the plaintiff over the suit schedule properties and alienating the same, which leads to multiplicity of proceedings. Hence it is just and necessary to dispense the issuance of prior notice, as provided u/Or. 39 Rule-3 of CPC. Thus, by dispensing the prior notice, I proceed to pass the following;

ORDER

Exparte ad-interim T.I. order is

granted as prayed in I.A No.I
against defendants till filing of
objection to I.A No.I by
defendants.

Issue exparte T.I. order on I.A No.I
and suit summons to defendants, if
sufficient PF and copies furnished.

Office to issue certified copies of
Exparte T.I. order ensuring the
compliance as provided U/Order
39 Rule 3 of CPC.

Returnable by... 18-12-2018.

(H.K.Umesha)
Addl. Sr. Civil Judge & JMFC,
Sindagi.