

ORDERS ON IA No.1

This is a suit filed by the plaintiff for the relief of Permanent Injunction against the defendants in respect of the suit schedule property. I.A.No.1 is filed by the plaintiff under **Order 39 Rule 1 & 2 R/w Section 151 of CPC** seeking an ad-interim order of temporary injunction restraining the defendants or anybody claiming under them from interfering with the peaceful possession and enjoyment of the suit schedule property till disposal of the suit by dispensing the notice to the defendants in the interest of justice and equity.

2. The I.A.No.I is supported with the affidavit of the plaintiff. I have gone through the affidavit and the documents produced by the plaintiff. The learned counsel for the plaintiff has argued that in the plaintiff has purchased the suit schedule property through a Registered Sale deed and the khata is standing in the name of the plaintiff and the defendants are trying to interfere with the peaceful possession and enjoyment of the suit schedule property by the plaintiff.

3. Perused the documents produced by the plaintiff. It shows that if the present application is not allowed then it can cause multiplicity of proceedings. At this stage, I'm of the view that the plaintiff has made out prima-facie case. Hence, I proceed to pass the following:

ORDER

I.A. No.1 filed by the plaintiff under **Order 39 Rule 1 & 2 R/w Section 151 of CPC** is hereby allowed.

The defendants or anybody claiming under them are hereby restrained by way of temporary injunction order from interfering with the peaceful possession and enjoyment of the suit schedule property till next date of hearing.

The plaintiff is hereby directed to comply the exparte temporary injunction under the provision of **Order 39 Rule 3 of CPC** without fail.

Issue suit summons to the defendants, notice on I.A.No.1 to the defendants and temporary injunction order to defendants after compliance, returnable by **18-06-2026**.

**Civil Judge & JMFC,
Hangal.**