

IN THE COURT OF THE ADDITIONAL MUNSIFF, CHERTHALA

Present: Sri. Mahesh. M., Additional Munsiff

Saturday, the 25th day of January, 2025 /5th Magham, 1946.

IA No.01/2025 in O.S. No. 58/2025

(Filed on 25.01.2025)

Petitioner/ Plaintiff:-

Rimesh, aged 45, S/o Gopinathan,
Othalasseril House, Muhamma.P.O, from Poonganatt House,
(Rimesh Bhavan), Aayaparambu Muri, Cheruthana Village,
Karthikappally Taluk, Alappuzha presently at Flat No. 106,
Belhasa Karama Central # 5 Building Karama, Dubai, UAE.
rimesh1979@gmail.com through his agent Sethu, S/o Ramesh,
Thekke Puthenpurakkal, Kanichukulangara.P.O, Cherthala.

By Adv. T.Jayakrishnan, Adv. Hormis Abraham

Adv.S.Lekha, Adv.M.V.Baiju, & Adv.Ananthalakshmi.S

Respondents/Defendants:-

1. Appukuttan, S/o late Kumaran,
Aasariveliyil, CMC-XVIII, Cherthala.
2. Sindhu, Sindooram, CMC-XVIII, Cherthala.
3. Sebastian, S/o John, Park View Bungalow,
Kokkothamangalam Village, Cherthala.

This petition having been heard on 25.01.2025 and the court on the same day passed the following :-

ORDER

Heard the counsel for the plaintiff/petitioner. No caveat reportedly pending. Perused the records. The accompanying affidavit discloses a prima facie case. I am satisfied that if the notice is issued before granting the injunction, the resultant delay would defeat the purpose of granting the injunction. Further I believe that if injunction is not granted irreparable injury will be caused to the plaintiff/petitioner.

Hence, the defendants and any one acting under them are restrained from interfering with the construction works carried out in the plaint item No.1 and 3 Properties and also from committing any act of waste on plaint item No.1 and 3 Properties until further orders. Comply with Provisos (a) and (b) to Order 39 Rule 3. Issue notice to the respondent. Return of notice by 11.02.2025.

(Pronounced by me in open court on this the 25th day of January, 2025.)

Sd/-
MAHESH M.
ADDITIONAL MUNSIFF

APPENDIX :- NIL

Sd/-
ADDITIONAL MUNSIFF