

IN THE COURT OF THE ADDITIONAL MUNSIFF, CHERTHALA

Present: Sri. Mahesh. M., Additional Munsiff

Thursday, the 6th day of June, 2024 /16th Jeshtam, 1946.

IA No.01/2024 in O.S. No. 372/2024

(Filed on 06.06.2024)

Petitioner/ Plaintiff:-

Gannas Simon, S/o Simon,
Tholathu House, Cherthala.P.O.,
CMC-28, Cherthala North Village.

**By Adv. P.Manoj, Adv.Liji Gopinath
& Adv. Ajay.K.S**

Respondents/ Defendants:-

1. Joju Joseph, S/o Joseph,
Kunnummel Parambil, Cherthala.P.O.,
CMC-27, Cherthala North Village.
2. Divya Joju, W/o Joju Joseph,
Kunnummel Parambil, Cherthala.P.O.,
CMC-27, Cherthala North Village.

By Adv. P.A.Martin Roy

This petition having been heard on 06.06.2024 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 installing or erecting any further structures in the plaint item No.1 property, committing any waste therein and obstructing the peaceful possession of the plaintiff in the plaint schedule property until further orders. Comply with Proviso (a) and (b) to Order 39 Rule 3. Issue notice to the respondents. Return of notice by 01.07.2024

(Pronounced by me in open court on this the 6th day of June, 2024.)

Sd/-
MAHESH M.
ADDITIONAL MUNSIFF

APPENDIX :- NIL

Sd/-
ADDITIONAL MUNSIFF