

**IN THE COURT OF THE ADDITIONAL MUNSIFF, CHERTHALA**

**Present: Sri. Mahesh.M., Additional Munsiff**

**Saturday, the 5<sup>th</sup> day of July, 2025/ 14<sup>th</sup> Aashadam, 1947.**

**IA No.01/2025 in O.S. No. 344/2025**

(Filed on 05.07.2025)

**Petitioner/ Plaintiff:-**

Yesudasan @ Babichan, aged 54,  
S/o Sanjikutty, Punnakkal, Ezhupunna South Muri,  
Ezhupunna.P.O, Kodamthuruth Village, Cherthala Taluk.  
**By Adv. M.M.Vinod**

**Respondent/ Defendant:-**

Roy, aged 45, S/o Sebastian @ Vavachan, Kuttikkattu,  
Ezhupunna South Muri, Ezhupunna.P.O,  
Kodamthuruth Village, Cherthala Taluk

This petition having been heard on 05.07.2025 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 defendant and any one acting under him is restrained from obstructing the plaintiff's use of C schedule pathway, reducing the width of the same and from committing any acts of waste in plaint A and C schedule properties until further orders. Comply with Proviso (a) and (b) to Order 39 Rule 3. Issue notice to the respondent. Return of notice by 21.07.2025.

*(Pronounced by me in open court on this the 5<sup>th</sup> day of July, 2025.)*

Sd/-  
MAHESH M.  
ADDITIONAL MUNSIFF

**APPENDIX :- NIL**

Sd/-  
ADDITIONAL MUNSIFF

Typed by:radha  
Compd by: jayan