

IN THE COURT OF SUB JUDGE, KOCHI

Present :

Smt. Rejani Thankappan, Sub Judge, Kochi

Monday, the 15th day of September, 2025/ 24th Bhadram, 1947.

I.A.No.1/2025 in O.S. No.42/2025

Petitioners/Plaintiffs :-

1. Gracy, W/o. Late Issac, aged 92 years, Grace Villa, 9/309, Madakkathanam P.O., Manjallur Village, Muvattupuzha Taluk, doing business at Cochin Granites, Edakattukayattam Junction, Madakkathanam P.O., Manjalloor Village, Muvattupuzha Taluk.
2. Theresa Jose, aged 50 years, W/o. Ajay Jose, Grace Villa, 9/309, Madakkathanam P.O., Manjallur Village, Muvattupuzha Taluk, doing business at Cochin granites, Edakattukayattam Junction, Madakkathanam P.O., Manjalloor Village, Muvattupuzha Taluk.
3. Ajay Jose, aged 57 years, S/o. late Issac, Grace Villa, 9/309, Madakkathanam P.O., Manjallur Village, Muvattupuzha Taluk, doing business at Cochin granites, Edakattukayattam Junction, Madakkathanam P.O., Manjalloor Village, Muvattupuzha Taluk.

By Advs. Suraj Krishna B.S, Athira Antony A, P.S Viju,
Hijas Ahamed K.N, Neethu T.P

Respondents/Defendants :-

1. Jijo Joseph, aged 47 years, S/o. Manavalan Joseph, residing at Aipath House, Thiruvallurkara, Alangad Village, Parvur Taluk.
2. Johnson A.X @ Joy, aged 67 years, S/o. Xavier, Arackal House, East Kadungallur, UC College P.O., Pin-683102.

R1 Exparte

R2 by Advs. Reji George, Naseer Moidu, Saisankar S,
Joseph Raju Mathews, Adwaid S Mampilly

This petition filed under Order 39 Rule 1 read with Section 151 of the Code of Civil Procedure.

This petition having come up for hearing before me on 15.09.2025 and the court on the same day passed the following :-

ORDER

This petition is filed by the petitioners/plaintiffs under Order 39 Rule 1 read with Section 151 of the Code of Civil Procedure to restrain the respondents/defendants from alienating or encumbering at the petition schedule property.

2. Notice served to the defendants/respondents. R1 is set exparte on 19.08.2025. Though the second respondent appeared through counsel, he had not filed any objection so far.

3. Heard the counsel for the petitioners. Perused the records, affidavit and documents and this court satisfied that prima facie case is made out by the petitioners, if the injunction is not granted at this stage, irreparable injury will be caused to the petitioners/plaintiffs. Hence, in the interest of justice, petition allowed.

In the result:-

The respondents/defendants are hereby restrained from alienating or encumbering the petition schedule property till the disposal of the suit.

Dictated to the Confidential Assistant, typed by her corrected by me and pronounced in open court on this the 15th day of September, 2025.

Sd/-
REJANI THANKAPPAN
SUB JUDGE

APPENDIX:-Nil

Typed by: ancy

Com by:sumi

Sd/-
SUB JUDGE
(By Order)

/True copy/

Sheristadar