

IN THE COURT OF THE MUNSIFF, KOCHI

Present :- Sri.Krishnankutty K.V., LL.B., LL.M, Additional Munsiff

Wednesday, the 9th day of March, 2016/19th Phalguna, 1937

I.A.No.778/2016 in O.S.No.88/2016

Petitioner/Plaintiff:-

Roy George, aged 60, S/o.Iype @ Joseph, residing at KP 4/203
residing at Pazhampally House, Kumbalangi P.O.,
Kochi – 682 007.

By Adv. M/s. Paul Parakkal, K.S.Sathis Babu &
Nimmy Joseph.

Respondents/Defendants:-

1. Sree Subramanya Swamy Sree Mahabhadra Kali Shethram,
Kumbalangi, Kochi – 682 007, represented by its
Devaswom President K.A.Mukundan.
2. Harijanodharana Devaswom Reg. No.162/1977
Kumbalangi, Kochi, represented by its President
K.A.Mukundan.
3. Harijanodharana Co-Operative Society Reg. No.147
Kumbalangi, Kochi – 682 007, represented by its Secretary.

D1 & D2 - By Adv. O.S.Ramakrishnan.

D3 – By Adv.Sajan Antony.

This petition filed under Order 39 Rules 1 and 2 of the Code of Civil Procedure to pass an order of interim prohibitory injunction restraining the respondents, their men and agents from obstructing the petitioners, his men and agents, the ingress and egress of the petitioner and his men and agents from pliant A schedule property through the plaint C schedule property to the pathway on the north, not to obstruct the petitioner, his men and agents form taking usufructus from the plaint A schedule

property, further restraining the respondents not to trespass/enter into the plaint A schedule property and putting up any structures in the plaint A schedule property.

This petition come up for hearing before me on 09.03.2016 and the court on the same day passed the following:-

ORDER

Verified petition and affidavit. From the affidavit I am satisfied that there is prima facie case for granting injunction. If notice is issued it will defeat very purpose of petition. Hence injunction granted restraining the respondents, their men and agents from obstructing the petitioners, his men and agents, the ingress and egress of the petitioner and his men and agents, from A schedule property through C schedule property to the pathway on the north, not to obstruct the petitioner, his men and agents form taking usufructus from the plaint A schedule property, further restraining the respondents not to trespass/enter into the plaint schedule property and putting up any structures in the plaint A schedule property until further orders.

Comply Order 39 Rule 3. Communicate order with notice. Return of notice to 26.03.2016.

Pronounced in open court on this the 9th day of March, 2016.

Krishnankutty K.V.
Additional Munsiff

APPENDIX :- Nil

Additional Munsiff

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compd by: