

IN THE COURT OF THE PRINCIPAL MUNSIF, KOCHI

Present:

Smt. Karthika.K., Additional Munsiff/Principal Munsiff I/C

Wednesday, the 14th day of October, 2020, 22nd Aswina, 1942

I.A. No. 1/2020 in O.S.No. 265/2020

Petitioner/Plaintiff:-

Rose Mary Bindu K.F, W/o M.A.Joseph, Maliyekkal House, Kochi Taluk,
Palluruthy Village, Mundamveli P.O., PIN-682 507

By Adv. C.S.Yesudas

Respondent/Defendant:-

M.X.Antony, S/o Xavier, Maliyekkal House, Kochi Taluk, Palluruthy Village,
Mundamveli P.O, PIN- 682 507

No appearance

This petition filed under Order XXXIX Rule 1 r/w Section 151 of the Code of Civil Procedure to pass an order of temporary injunction restraining the respondent making any kind of obstruction to the plaintiff or her agents/workmen from using the Plaint B Schedule pathway or committing waste in the schedule property pending final disposal of the suit.

This petition having been heard on 14.10.2020 and the court on the same day, passed the following:-

ORDER

Heard the counsel for petitioner. Perused the documents filed along with the petition. From the affidavit filed and otherwise I am satisfied that petitioner has a prima facie case against the respondent. If injunction is not granted it will cause irreparable injury loss and hardships to petitioner. If notice is issued it will defeat the purpose of granting injunction by causing

delay. Hence I am inclined to allow this petition as follows. The respondent is restrained by an interim prohibitory injunction order from causing any obstruction to the plaintiff/her workmen from using plaint B schedule pathway or from committing any act of waste in plaint B schedule until further orders. Comply O 39 R 3(a). Issue order copy and notice to respondent. For return of notice to 27.10.2020.

Pronounced by me in the open court on this the 14th day of October, 2020.

Sd/-
Karthika.K
Additional Munsiff/Principal Munsiff I/C.
For Aneesh Chacko.K
Principal Munsiff.

Appendix : Nil

Id/-
Additional Munsiff/Principal Munsiff I/C.