

IN THE COURT OF THE MUNSIFF, KARUNAGAPPALLY

Present: Smt.Sajini.B.S, LL.M, Munsiff.

Tuesday the 23rd day of January, 2018

I.A.174/2018 in OS.31/2018

Between

Petitioner/Plaintiff:-

Prabhakaran, aged 66 years,
S/o.Naryanan, Thayyil thekkathil veedu,
Alumkadavu.PO, Mauthoorkulangara south
muri, Ayanivelikulangara village,
Karunagappally taluk, Kollam

By Adv.Sri.S.Sethukrishnan

And

Respondent/Defendant:-

Asokan @ Kuttan, S/o.Gopinathan,
Kopparavadakkathil, Mauthoorkulangara
south muri, Alumkadavu.PO,
Ayanivelikulangara village,
Karunagappally taluk, Kollam,
now residing at Madathilthekkathil veedu,
Pada South, Karunagappally village

By Adv.Sri.Soorajkumar.T.S

This petition filed under order 39 Rule 1 of CPC for temporary
injunction.

This petition coming on for hearing before me on 23.01.2018 and on
the same day the court passed the following.

ORDER

Heard I.A.174/2018 ,

Perused petition, affidavit and documents. For the reasons stated in the affidavit, I am satisfied that plaintiff has prima facie case against the defendant. Balance of convenience and irreparable injury are infavour of plaintiff. Delay in issuance of notice would defeat the purpose of the suit. Hence, I.A allowed as follows:-

Defendant and men under them are restrained from obstructing user of B schedule way by plaintiff, reducing width of B schedule pathway or commit any waste therein until further orders.

Comply order 39 Rule 3

For return of notice 06.02.2018.

23rd day of January of 2018.

Appendix: Nil

//True Copy//

Sd/-
Sajini.B.S,
Munsiff.

Id/-
Munsiff.

Mariam Salomi
Munsiff In-charge
Sajini.B.S,
Munsiff.

For

Typed by :Jyothilekshmy.R
Compared by: