

IN THE COURT OF THE MUNSIF, KANJIRAPPALLY.

Present : Smt. Sherin K. George, Munsiff

Wednesday 8th February 2023
19th Magha 1944

I.A 2/2023 in O.S 44/2023

Petitioners/Plaintiffs:-

1. P C Raju, Aged 66 years,
S/o. Chakrapani, Puthuvayalil House,
RPC P O, Edakkunnam Kara
686513, Erumely North Village,
Kanjirappally Taluk.
2. Ratnamma Raju, W/o. P C Raju,
Puthuvayalil House, RPC P O,
Pin. 686513, Edakkunnam Kara,
Erumely North Village,
Kanjirappally Taluk.

By Adv. Justin David.

Respondent/Defendant:-

Preetha, Aged 56 years,
D/o. Vasu, Kollamparambil,
(Anjilimoottil) House,
Mundakayam P O,
Pin. 686513, Mundakayam Kara,
Mundakayam Village,
Kanjirappally Taluk.

No appearance.

This petition came up for consideration on 08.02.2023 and the court on the same day passed the following :

ORDER

This is a petition filed under O.XXXIX, R.1 of Code of Civil Procedure for temporary *prohibitory injunction*. Heard the petitioner. Perused the plaint, affidavit filed in support of this application and documents filed. From the records on file, I am satisfied that plaintiff has a *prima facie* case and balance of convenience is in his favour. If the injunction as sought for is refused, it may cause irreparable injury to him. From the facts brought on record, it appears that the object of the injunction would be defeated by the delay, if notice to the defendants is ordered in this petition. Hence the defendant and men under them are restrained from trespassing into plaintiff Nos.1 and 2 properties and make any directions therein, until further orders. The plaintiff is directed to comply with O.39, R.3 of C.P.C. Issue notice to the defendant, communicate a copy of this order to them. For return of notice of the defendants, the case is posted to 25.02.2023.

Dated this the 8th day of February, 2023.

Sd/-
Sherin K. George
Munsiff

APPENDIX :-Nil

Id/-
Munsiff

//True Copy//

Typed By : Nidhimol M S
Compd. By : Leena bai

Sherin K. George
Munsiff

**COPY OF ORDER in I.A 2/2023
in O.S 44/2023**

Dated 08.02.2023