

21/03/2022

P : LKRV

ORDER

Heard the arguments of the plaintiff on I.A.No.I. Perused the plaint averments, I.A.No.I, supporting affidavit and documents produced by the plaintiff.

Plaintiff has filed the present suit for the relief of partition, separate possession and declaration against the defendants. In support of her case, plaintiff has produced marriage invitation card of plaintiff, death certificate of Lokesh Rao R., and Ramesh Rao Jadhav, copy of Sale Deed dated 7.7.2018, khatha certificate, Letter issued by BBMP dated 28.1.2022, Sale Deed

dated 16.12.2004, copy of gift deed dated 8.6.2021, khatha transfer application, copy of Aadhaar Card of 3rd defendant, endorsement dated 21.1.2022 issued by BBMP, copies of 2 tax paid receipts and 2 Encumbrance Certificates. At this stage, plaintiff has made out prime facie case. Hence, I am inclined to grant ex-parte temporary injunction order on IA till the next date of hearing. Hence, the following order :

ORDER

- Issue ad-interim order of temporary injunction against the defendants.
- Defendants are hereby restrained from alienating or creating any charge or encumbrance over the suit schedule property, till the next date of hearing.
- Plaintiff shall comply the provisions of Order XXXIX Rule 3 of CPC.
- Issue suit summons along with notice on I.A.No.I to the defendants through Court and RPAD, if the provision under Order XXXIX Rule 3 C.P.C. is complied.
- The office is hereby directed to supply the

certified copy of the order on I.A.No.I, only after
furnishing sufficient copies and requisite P.F. by
the plaintiff.

➤ Call on : 20/04/2022.

(Khadarsab),
XXXIX A.C.C. & S. Judge,
Bangalore City.