

ORDER BELOW EXH. 5

Perused record. Heard learned advocate for the plaintiff. As per plaintiff in the previous suit instituted between the predecessors of both the parties it is held that the suit property is in joint possession of both the parties. The same observations are also made by High Court in Second Appeal. Relying on those observations and previous record learned advocate sought interim injunction to restrain defendants from disturbing his possession. However there is so bulky record, having contradictory observations. Therefore, I am of the opinion that it is necessary to hear defendants before granting any *ad interim ex parte* injunction. Hence following order -

ORDER

1. Issue notice to defendants as to why interim injunction in terms of prayer clause shall not be granted till final decision of this suit returnable on 08/08/2016.
2. S. B. allowed.

Sd/-

KUDAL

(KOMALSING RAJPUT)

DATE – 08 /07 /2016

C.J.J.D., KUDAL, DIST. SINDHUDURG