

Present: Sh. Raj Kumar Goyal Advocate, counsel for the plaintiff.

1 Suit received by way of entrustment. Report of reader Seen. As per report court fee affixed on plaint is correct and no caveat is pending regarding this suit. Along with suit application under Order 39 Rules 1 and 2 CPC also filed.

2 Argument heard upon the application and have gone through the record it reveal that plaintiff is seeking the relief for joint possession and consequential relief for declaration as well as permanent injunction as mentioned in the head note of the plaint. To support of his case plaintiff has been placed on record photocopy of order dated 28.03.2013, photocopy of order dated 29.05.2015, photocopy of order dated 18.05.2018, photocopy of order dated 19.04.2021, copy of jamabandi 2011-12, copy of jamabandi 2015-16, copy of jamabandi 2020-21, copy of Khasra Girdawari and photocopy of Adhar Card.

3. At this stage, after going through the document as above-mentioned facts and circumstances of this case, prima-facie case is made out in favour of the plaintiff and whole purpose of filing the present suit will be frustrated if defendants succeeds in his design so balance of convenience also in favour of plaintiff and plaintiff will suffer irreparable loss and injury in case status quo is not granted accordingly this court is giving the relief to the plaintiff viz a viz restraining the defendants from further alienation the suit property as fully described in the head-note of the plaint till further orders. But this order of mine is subject to the immediate compliance of provisions under order 39 Rule 3 CPC and service of the defendant failing which, the ex-parte injunction will stand vacated automatically.

4. Notice of the suit, along-with application under Order 39 Rules 1 and 2 CPC, be given to the defendants for 10.11.2025 through ordinary process. Dasti summons be issued, if required.

“Before parting with this order, it is hereby made clear that due compliance of Order 39 Rule 3 CPC be made forthwith and copy of this order also given for effecting service upon the defendants on filing of PF/RC

and copies of documents immediately, failing which this order shall cease to have its effect. It is further made clear that nothing contained herein shall be construed so as to effect the rights of other parties, who are not formally arrayed as a party in the present suit”.

It is made clear that present order shall not effect any execution proceedings or SARFAESI proceedings qua the suit property.

Date of Order: 01.11.2025

Sahil Kakar STG-II

Direct dictation on computer

Vijay Kumar,PCS,
Civil Judge Junior Division
UID No. PB0509