

In the Court of Civil Judge (Jr. Divn.) Gangarampur at Buniadpur

Present: Shri Shahid Parvez

Civil Judge (Jr. Divn.)

J.O. Code: WB01233

T.S 95 of 2022, Regd. No.- 95 of 2022

CNR No. WBDD07-000019-2022

Order No. 09

Dated-19-05-2023.

Today is fixed for further hearing of injunction application.

Plaintiff, defendant Nos.1 to 7 and state defendant Nos. 8 to 10 files hazira. Ld. Advocates of the said parties are present.

Plaintiff files a verified petition under affidavit and praying for extension of order of ad-interim injunction on the grounds stated therein. Let it be kept with record.

Accordingly, the record is taken up.

Plaintiffs by filing the instant petition u/O 39 Rule 1 (a) (b) (c) read with section 151 of the CPC submitted that the suit property was vested one which was settled in favour of the plaintiffs and their names have been duly recorded in the LR record of rights. Defendants without having right, title and interest on 28-06-2022 have threatened to dispossess the plaintiffs from the suit property, hence the suit with a prayer for passing temporary injunction against defendants under the instant petition in hand u/O 39 Rule 1 (a) (b) (c) read with section 151 of the CPC.

After considering the present facts and circumstance and after perusal of the photocopies of the documents, it is forthcoming that the plaintiffs have prima facie case against the defendants and if the temporary injunction is not granted at this stage then the plaintiffs will suffer the irreparable loss and the injury. The balance of convenience and inconvenience lies at this stage in favour of the plaintiffs.

Hence it is,

ORDERED

that the petition for temporary injunction against the defendant Nos. 1 to 7 is considered and allowed on contest.

Parties to the suit is directed to maintain status quo over the suit property with regard to nature, character till disposal of the suit.

The order of ad-interim injunction is hereby made absolute.

The petition for extension ad-interim Order of injunction is disposed of in the light of this Order.

Fix 30-08-2023 for framing of issue.

D/C by me

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