

J.O. Code: WB01490

T.S. 99 of 2022

C.I.S. 99 of 2022

Order No. 45

10.08.2023

Today is fixed for injunction hearing.

Both parties file their respective haziras.

The case record is taken up for injunction hearing.

Heard submission of Ld. Advocates for both sides.

It is submitted by the Ld. Advocate of the plaintiff that the defendant is hampering the peaceful possession of the plaintiff and also digging out for constructing plinth upon the RS khatian no. 265, LR plot no. 1035/1484 having 588 ft. of land marked as "A" Strip in the scheduled property of the plaintiff.

It is submitted by the Ld. Advocate of the defendant that the "A" Strip of land marked in the scheduled property of the plaintiff is not owned by the Plaintiff.

But, as per the Local Inspection Report, submitted on 28.09.2022, there is **no excavation work going on** for the construction of plinth as per Point 03 of the Local Inspection Report.

Thus, the Plaintiff is praying for Injunction over the construction where no construction is going on.

Therefore, the Court is inclined to **reject** the injunction petition.

Hence, it is

ORDERED

that the Court is inclined to **REJECT** the injunction petition.

To 25.09.2023 for framing of issue.

Sd/-

Civil Judge (Jr. Divn),
Haldia, Purba Medinipur

Sd/-

Civil Judge (Jr. Divn),
Haldia, Purba Medinipur