

Misc. Appeal No. 15 of 2024

Order No. 02 dated 27.02.24

Today the record is put up on the strength of a put up petition on behalf of the appellant for moving the injunction application.

Perused the record. The instant appeal has been preferred challenging the order of refusal of interim injunction dated 11.01.2024. passed by the Ld. Trial Judge. In view of the attending facts and circumstances let the appeal be admitted for hearing. Call for LCR.

Ld. Advocate for the appellants moving the injunction application submitted that the respondents are trying to establish their ownership in respect of the schedule mentioned property. They have no right, title and interest in respect of that property. It is further submitted that if the prayer of the appellant for injunction is not allowed that would cause severe prejudice and inconvenience to the appellant. Accordingly he prayed for order of ad interim injunction.

Considered.

Having considered the petition for injunction and the submission of the Ld. Advocate so also the impugned order, this Court is of the view that before passing any ad interim order of injunction, opportunity should be given to the respondents of being heard.

Accordingly issue notice upon the respondents directing to show cause as to why the prayer of the appellant for ad interim injunction should not be allowed.

Urgent requisites be put in at once for both ways.

Fix **20.04.2024** for S.R., A.D. and appearance.

Dict. & Corrected by me

D.J.

District Judge, Hooghly