

**Misc. Appeal No. 114 of 2024**

**Order No. 02, dated 05.10.2024**

Record is placed by a put-up petition for moving the application for ad interim injunction.

Record is taken up for hearing .

From the documents as produced by the appellant it appears that prima-face case has been made in favour of the appellant that he plaintiff/ Motowali is in possession of the disputed property. Therefore, considering the principle of balance of convenience and inconvenience it is found that there is urgency in the matter and irreparable loss and injury would occur if no ad interim order is passed at this stage.

Having perused the attending facts and circumstances and the entire case record the Misc. Appeal is **admitted. Call for L.C.R.**

Upon perusal of the materials on record and keeping in mind the cardinal principle of granting injunction, defendants/ respondents are directed to maintain status quo with regard to nature ,character and possession of the property and also restrained from alienating and/or creating any third party interest in the said property till next date, i.e. **14.11.2024**.

Issue notice upon the respondent.

Appellant is directed to comply with the provisions of Order 39 Rule 3(a) (b) of CPC.

Requisites be put in at once.

To date (**14.11.2024**) for S.R. and A.D. and appearance.

Let a copy of this order be transmitted to the ld. Trial Judge.

Dict. & Corrected by me

D.J.

District Judge, Hooghly