

In The Court of Civil Judge (Junior Division)
Lalbagh, Murshidabad
Title Suit 394 of 2020
CNR No. :WBMD070004362020
Present: AFSHAN NAWAZ WARSI (WB01432)
Civil judge(Jr. Div), Lalbagh.

Order No.2, Dated 04/08/2021

The record put up today as per initiation of Ld advocate on behalf of the petitioners. The Ld advocate on behalf of the petitioners wants to move the petition preferred under Order XXXIX rule 1 & 2 read with section 151 CPC as filed earlier while preferring this suit.

As per office report it appears that there is no caveat pending in relating to the dispute within statutory period .

I have heard the Ld advocate on behalf of the petitioners.

The brief fact of the case is that one Porison Bibi was the original RS recorded owner. That by three separate heba deeds the said Parison transferred the suit property in favour of the petitioners. That the L.R.R.O.R is duly recorded and published in the name of the petitioners. That the suit property is in the nature Bagan. The petitioners alleged that the opposite parties without any right, title and interest are trying to interfere in the peaceful possession and thereby trying to make a 'road' over the same. Hence, the instant petition.

To substantiate his claim the petitioners has preferred both the document of ownership and possession.

Considering the pleading as well as the document preferred by the petitioners it appears to this Court that if the order of injunction is not granted then the purpose of the suit may be frustrated as well as the

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urgency as pleaded herein be neglected. Accordingly the opposite parties are hereby restrained from interfering in the peaceful possession of the petitioners over the suit property till **13/09/2021**.

Requisites at once.

The service of notice must be on both ways i.e. through registry post and through court .

To date **13/09/2021** for SR and AD and for hearing injunction if possible.

D/C by me

Sd/-

**Civil Judge (Junior Division),
Lalbagh**

Sd/-

**Civil Judge (Junior Division),
Lalbagh**