

Heard Sri.SYW Advocate for plaintiffs on IA.I.

Perused the plaint averments, documents and affidavit filed in support of IA.No.I.

IA.No.I is filed U/o 39 Rule 1 and 2 of CPC claiming an order of temporary injunction.

By considering the materials on record, at this stage, I found an arguable case to pass an interim order on IA.No.I.

In view of the urgency and apprehension shown by plaintiffs, I feel that an exparte interim order has to be passed on IA.No.I by dispensing with the notice to the defendants. Hence, I proceed to pass the following interim order on IA.No.I.

ORDER

Temporary injunction is granted restraining the defendant No.1 from alienating, transferring or mortgaging the suit property land bearing SY.No.655/*/* measuring 3 acres 31 guntas out of 23 acres 04 gutnas (Old Sy.No.655/*/* measuring 3 acres 31 guntas) of Kannur village, Tq & Dist: Vijayapur in any manner till disposal of the suit.

This order shall be in force till next date of hearing.

The plaintiffs to comply order 39 Rule 3 of CPC.

After due compliance, issue emergent notice of IA.I, TI order and suit summons to the defendants.

For appearance of defendants by :

II Addl..C.J.Vijaypur.