

Title Suit No. 87 OF 2022 CIS 87 OF 2022
CNR WBNP18-000113-2022

23-03-2022

The record is taken up for hearing of application u/o.39 rule 1 & 2 read with section 151 of CPC filed by the plaintiff.

Heard. Perused the plaint, affidavit, said application and copies of documents filed by the plaintiff.

No caveat is pending as per the report of the Sheristadar.

By filing the instant petition the plaintiff prays for declaration and permanent injunction against the defendant.

Issue notice upon the defendant to show cause within 20 days from the date of receipt thereof as to why an order of temporary injunction shall not be granted against him.

Considered.

Perused the plaint, petition and other connected documents produced before this court, this court finds no urgency in this matter. This Court is of the further view that plaintiff has failed to establish the prima-facie case. At the same time defendant should be heard before passing any order against him. Moreover, the plaintiff failed to prove the urgency involves in this case and object of granting injunction shall not be defeated by delay.

Hence, it is

O R D E R E D

that the temporary injunction petition on ad-interim basis is refused at this stage.

To date.

D/c by me

CJ (Jr. Divn.)
JO CODE WB 01423
Bidhannagar

CJ (Jr. Divn.)
JO CODE WB 01423
Bidhannagar