

T.S. No. 153 OF 2021 CIS 153 of 2021

15.06.2021

The case 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 Sheristader.

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

Hd. the Ld. Adv for the plaintiff.

Considered.

Issue notice calling upon the defendant no. 1 & 2 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 them.

Perused the plaint, petition and other connected documents produced before this court it appears to this Court that the plaintiff has been able to establish the prima facie case and proved urgency at this stage. If the subject matter of the suit is not preserve then, the purpose of the suit shall be frustrated and an order of ad interim injunction in the measure of status quo would be just and proper.

Hence, it is

ORDERED

that all the parties to the suit are hereby directed to maintain

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status quo in respect of nature, character and possession of the suit property as on stands today till 13.07.2021.

Plaintiff is hereby directed to file requisites at once.

Plaintiff is hereby directed to comply with the provision of u/o.39 rule 3(a) and 3(b) of CPC.

To date.

D/c by me

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

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