

Order dt. : 24/09/2025

Record is put up today on the prayer of the plaintiff to move ad interim injunction.

Put up prayer is considered and allowed.

Now the record is taken up for hearing of ad interim injunction.

Issue notice upon the defendants to file show cause within 15 days from the date of receive as to why the ad interim injunction as prayed for the plaintiff shall not be granted.

Marginal note of the Office shows that there is no caveat is pending against the instant suit.

The Ld. Advocate for the plaintiff moves the interim injunction filed u/O XXXIX Rule 1 and 2 read with Section 151 of CPC on the ground of urgency.

Heard the Ld. Advocate. Perused the interim injunction application, plaint and documents filed.

Considering all these, it appears that the instant suit is for declaration and injunction along with an application u/O XXXIX Rule 1 and 2 read with Section 151 of CPC. The bone of contention of the injunction application is that the plaintiff is absolute owner of the suit property by virtue of a deed of gift executed by her father in law and since then the defendants who are in-laws of the plaintiff are disturbing the peaceful possession of the plaintiff in respect of the suit property.

Considering the contention of the instant application and after careful perusal of all documents, plaintiff prima facie case satisfy her right, title and interest in respect of the suit property and considering the relationship in between the parties the nature of allegation of the plaintiff is very common. According her proprietary right is required to be protected.

Accordingly, the prayer is allowed.

Consequently, the defendants and their men and agents are hereby directed not to disturb the peaceful possession of the plaintiff in respect of the suit property as described in the injunction application till 05/11/2025 (due to intervention of puja vacation)

The plaintiff is hereby directed to comply with the provision of order 39 Rule 3(a) and 3(b) of C.P.Code.

Requisite at once.

D/C by me.

Civil Judge (Jr. Divin)
Bidhannagar, North 24 Pgs.
J.O. Code WB 01155.