IN THE COURT OF THE DISTRICT JUDGE, SOUTH 24-PARGANAS AT ALIPORE

Mat Suit No.2755/18

Order No.2, dated 27.9.2018

On prayer of the petitioner by a petition the case record is put up today.

The application for temporary injunction filed by the petitioner is moved today seeking ad-interim injunction against the respondents.

Heard learned Lawyer for the petitioner.

It is stated by the petitioner that the petitioner has been married to the respondent No.1 under the Special Marriage Act, 1954. But, at the behest of the respondents Nos.2 and 3 the said marriage was registered by suppression of material facts. The petitioner has filed the suit for annulment of marriage between them. It is alleged by the petitioner that on 12.8.2018 the father and the brother of the respondent No.1 came to the house of the petitioner and they started quarrelling with them and abused them in filthy languages. Thereafter, they took the respondent No.1 to their house. It is also alleged by the petitioner that the respondents Nos.2 and 3 have gave out threat to the petitioner that they would create nuisance to the petitioner and his family members.

I have perused the photocopies of the documents as annexed to the application supported by affidavit.

Having heard learned Lawyer for the petitioner and on perusal of the documents on record, I find that the petitioner has been able to establish a prima facie case to have an ad-interim injunction as sought for.

Accordingly, by an order of ad-interim injunction the respondents are restrained from creating any disturbance or nuisance to the petitioner till 15.11.2018.

Issue notice to the respondents directing them to show cause by 15.11.2018 as to why the prayer for temporary injunction shall not be allowed. Requisites to be put in forthwith.

The petitioner is directed to comply with the provisions u/o 39 rule 3(a) & (b) of the CPC at once.

However, the respondents are at liberty to apply to the court for discharge or variation of the order as above u/o 39 rule 4 of the CPC.

Fix 15.11.2018 for S.R. of notice, appearance of respondents and further order.

Dictated & corrected by me

Sd/

District Judge

District Judge