

IN THE COURT OF II ADDITIONAL MUNSIFF, ERNAKULAM**Present :- Smt. Needi.K. Dinamany, II Additional Munsiff****Monday, the 18th day of November, 2024/ 27th Karthika, 1946****I.A.No.02/2024 in O.S.No.1195/2024****Petitioner/Plaintiff:-**

Sreekumar T S, aged 40 years, S/o T P Somasundaran, Kairali Veetil, Kaloor P O, Kaloor Desom, Ernakulam Village, Kanayannur Taluk, Ernakulam District

By Advs. Seby J Pulelly, Akshay Babu K S, Abhiram P P, Thomas C J, Kiran Murali, Josnu C F

Respondent/2 nd Defendant:-

Mubeena M M, aged 34 years, W/o Hashim, Punnakkudiparambil Veetil, Kaloor P O, Kaloor Desom, Elamkulam Village, Kanayannur Taluk, Ernakulam District.

No Appearance

This Petition filed Under Order 39 Rule 1 read with Section 151 of The Code of Civil Procedure.

This Petition has been come up for hearing before me on 18.11.2024 in the presence of the said counsel and this Court on the same day delivered the following :-

ORDER

This is a petition filed by the petitioner/plaintiff under Order XXXIX Rule 1 read with section 151 of CPC for temporary injunction.

Heard the learned counsel for the petitioner and perused the affidavit as well as records.

I am satisfied that the petitioner has made out a prima facie case and if order of temporary injunction is not granted, irreparable injury is likely to be caused to the petitioner. If notice is ordered the object of granting temporary injunction would be defeated. Hence an order of interim injunction is passed restraining respondents from peaceful enjoyment of the plaint schedule property and from forcefully evicting the petitioner from the same without due process of law and from restraining respondents from preventing petitioner to exhibit advertisement board in the plaint schedule property until further orders.

The petitioner is directed to comply the Order XXXIX Rule 3(a). Issue interim injunction and notice. For return of notice to 04.12.2024.

Dated this the 18th day of November, 2024.

Needi.K.Dinamany
IIndAdditional Munsiff

Appendix:- Nil

IIndAdditional Munsiff

WJ/Comd by.

ORDER

**I.A. No. 02 of 2024
in O.S.1195/2024
Dated 18/11/2024**