

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>WPMS 1795/ 2022 <u>Hon'ble Manoj Kumar Tiwari, J.</u></p> <p>Mr. Rajat Mittal, Advocate, for the petitioners.</p> <p>Petitioners have filed a suit for permanent injunction against the respondents. The said suit is numbered as O.S. No. 112 of 2022 and pending before the Civil Judge (S.D.), Vikasnagar, Dehradun. With their suit, petitioners have also filed an application seeking temporary injunction. However, learned Civil Judge, vide order dated 7.7.2022, directed for issuance of notice to the defendants and refused to grant ex-parte ad interim injunction. Thus feeling aggrieved, petitioners have filed this writ petition.</p> <p>It is contended that having regard to the facts of the case, learned Trial Court ought to have granted temporary injunction in favour of petitioners.</p> <p>This court does not find any reason to interfere with the impugned order as learned Trial Court has acted in consonance with the provisions contained under Rule 3 of Order 39 CPC. However, having regard to the fact that petitioners' application for temporary injunction is pending, this writ petition is disposed of with a request to the Trial court to consider the said application on the next date fixed. If for any reason, it is not possible to consider petitioners' application for temporary injunction on the next date fixed, then the same shall be disposed of on any date within four weeks thereafter, provided all the defendants in</p>

			<p>the suit are served.</p> <p>For a period of two months or till the decision on petitioners' temporary injunction application, whichever is earlier, no third party interest in any manner shall be created over the land in question.</p> <p>(Manoj Kumar Tiwari, J.) 29.7.2022</p> <p>Pr</p>
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