**In The Court Of Learned Civil Judge (Senior Division) Shimla**

In Civil Suit No.: \_\_\_\_\_\_ of 2004

Plaintiff

Versus

Defendants

Civil suit for permanent prohibitory injunction for restraining the defendants from interfering in any manner whatsoever particularly \_\_\_\_\_\_ situated over Khata No. \_\_\_\_\_\_ Khasara No. \_\_\_\_\_\_\_ more particularly depicted in rough plan of the sight and photograph excepting in accordance with Law.

Respectfully Sheweth:

1. That the plaintiff is resident of \_\_\_\_\_\_

2. That the plaintiff is presently working as \_\_\_\_\_\_\_ with the department.

3. That in the month of \_\_\_\_\_\_ the state of \_\_\_\_\_\_ has orally granted the suit land in favour of the plaintiff and allowed the plaintiff to raise construction for his residential house over the same. The plaintiff has spent major portion of his hard earned money for the construction of the said shed house situated over Khata. Khatauni Khasara No. after getting the house constructed over the suit land by the plaintiff the state government/ department has also recognized the legal possessory status of the plaintiff over the suit land. The plaintiff has also been given electricity connection from electricity department and he has also got his ration card on the same address. The name of the plaintiff and other persons of his family members are also figuring in the voters list of the said ward.

4. That till \_\_\_\_\_\_ nobody has objected to and raised any objection regarding the raising of construction of the house of the plaintiff over the said and the plaintiff lived there peacefully, openly and to the very constant of the owner of the property. The possession of the plaintiff is long standing a one and the same has not been disputed/ disturbed by any one till date.

5. That no show cause notice of any proceedings for the eviction of the plaintiff from the land and from the house raised by the plaintiff over the same has ever been initiated.

 6. That on \_\_\_\_\_\_ some of the officials from \_\_\_\_\_\_ department came on the spot and threatened to dispossess the plaintiff from the suit land and also threatened to dismantle the house/shed of the plaintiff without any legal orders that too illegally and wrongly. As no order of eviction has been passed against the plaintiff till date by any competent authority/Court as such plaintiff has got prima facie a very good case in his favour since he is in possession of land for the last more than \_\_\_\_\_ years. The balance of convenience is also in favour of the plaintiff and against the dependent and in case the suit of the plaintiff is not decreed the plaintiff will suffer irreparable loss and injury which can't be compensated in terms of money, rather it will lead to multiplicity of litigation between the parties and the plaintiff will come on roads as he has no other residential house except the present one.

7. That there are as many as \_\_\_\_\_\_ residential house constructed by some other people over the adjoining land of the present plaintiff which is also owned by \_\_\_\_\_\_\_ government/department. That till date no show cause notice has been issued to them nor any proceedings for eviction has been started/initiated against them in the competent Court of law. The wrongful all illegal dispossession/dismantling the house of the plaintiff is arbitrary, malafide, illegal and even discriminatory.

 8. Jurisdiction.

 9. Cause of action.

 10. Limitation.

 11. Valuation.

 Shimla Plaintiff

 \_\_\_\_\_\_ Through, Advocate