



[SC] CPC O. 39 R. 1 - When a mandatory injunction is granted at the interim stage much more than a mere prima facie case has to be made out - Revisional jurisdiction under section 115 CPC is to be exercised to correct jurisdictional errors only - CPC S. 115 [ID# 3310205]

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[SC] [cpc](#) O. 39 R. 1 , [CPC](#) S. 115 - Application under Order 39 Rule 1 dismissed by the holding that the relief asked for could not be granted at this stage as it would amount to decreeing the Suit itself - Appeal before the Additional District Judge also dismissed - High Court set aside the concurrent [findings](#) of fact and allowed the [revision](#) petition - Under the Proviso added by the 1999 amendment to the CPC to Section 115, revision petitions filed under section 115 CPC are not maintainable against interlocutory orders - [judgment](#) of high Court set aside and judgment of the Courts below restored. [ID# 3310205]

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