

Perused the plaint averments, documents filed along with suit, affidavit filed in support of I.A. filed Under Order 39 Rules 1 and 2 of C.P.C. The Ld. counsel of the plaintiff taken the court to the plaint averments and the documents filed along with suit which includes the notice issued by the plaintiff and also the interview given by the defendants. Ld counsel relied upon the rulings rendered by the Hon'ble Supreme Court in the case of R. Rajagopal Vs Sate of T.N., 1995 AIR 264, the judgment of the Hon'ble Delhi High Court in the case of Phoolan Devi Vs Shekhar Kapoor and others, 57(1995) DLT 154 and the order of the Hon'ble Madras High Court in the case of K. Ganesan Vs Film Certification Appellate Tribunal and others In these cases it is held that right of privacy of the party is to be upheld.

At this stage, the plaintiff made out the prima facie case for trial. The plaintiff in the affidavit stated that defendants are going to exhibit the movie **“Veerappan, Hunger For Killing”** portraying the life of Veerappan as a Vilan based on false and fabricated

story and it will result in violation of right of privacy and infringement of on private life. It is asserted that the portrayal of late Sri. Veerappan will add sense of shame to the plaintiff 's family which will injure the right to life, liberty and dignity of the plaintiff and her family members. It is also stated that the releasing of film would amount to violation of Copy Right Act. No reason is made out to disbelieve the assertions of plaintiff. The court feels that the right of privacy of the plaintiff is to be protected. Issuance of notice will defeat the purpose by the delay. The Plaintiff will be put to hardship if Temporary Injunction as prayed in I.A.No.1 is not granted. Hence, the following:

ORDER

Exparte Temporary Injunction as prayed in I.A.No.1 is granted till next date of hearing.

The plaintiff shall comply the requirements envisaged under Order 39 Rule 3(a) of C.P.C and file affidavit as required under Rule 3(b). After compliance, office shall issue exparte T I

order, notice of I.A.No.1 and suit summons
to the defendants.

Returnable by 6.2.2021.

*4th Addl. City Civil & Sessions Judge,
Mayo hall, BOengaluru.*