

STATE OF INDIANA)
) SS:
RANDOLPH COUNTY)

RANDOLPH SUPERIOR COURT

20 _____ TERM

Cause No. 68D01-_____

Plaintiff

Address

VS

Defendant

Address

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ORDER TO APPEAR IN COURT

The Plaintiff having shown to the Court by his Affidavit for Immediate Possession that the Plaintiff is entitled to immediate possession of real estate,

AND the Plaintiff having moved the court for an order requiring the Defendant(s) to appear in this Court and answer as to possession of real estate,

THE COURT NOW ORDERS the Defendant(s), _____
_____, to appear personally in this Court on
_____, the _____ day of _____, 20_____, at
_____ .m. to answer as to possession of real estate.

Dated: _____

Judge, Randolph Superior Court

Copies mailed this _____ day of _____, 20_____ to:

Clerk, Randolph Superior Court

STATE OF INDIANA)
) SS:
RANDOLPH COUNTY)

RANDOLPH SUPERIOR COURT

20 _____ TERM

Cause No. 68D01-_____

Plaintiff

Address

Phone # _____

VS

Defendant

Address

Phone # _____

COMPLAINT--POSSESSION FOR
NON PAYMENT OF RENT

Plaintiff alleges that:

1. On the _____ day of _____, _____, Plaintiff leased to Defendant the following described real estate located in Randolph County, Indiana, to-wit: _____ for which Defendant agreed to pay Plaintiff as rental the sum of _____ dollars per month on the _____ day of each month beginning on the _____ day of _____, _____.

2. Pursuant to said agreement Defendant took possession of said premises and has since and still does occupy the same.

3. Defendant paid the installments of rent as they came due until the installment which became due on the _____ day of _____, _____; and that each installment which has become due since are wholly unpaid.

4. On the _____ day of _____, _____, Plaintiff notified Defendant in writing to surrender possession of the premises within ten (10) days from the time of receiving the notice, unless the Defendant paid the rent then due. A copy of the notice is attached hereto and made a part hereof.

5. The Defendant has not paid the rent, or any part of it, nor surrendered the possession of the real estate, and has since the expiration of the notice unlawfully held over and detained possession of the premises from the Plaintiff.

Wherefore, Plaintiff requests judgment for _____ dollars, for possession of the real estate, costs of this action, and for all other proper relief.

Plaintiff

NOTICE TO APPEAR

To: _____

Address

You are summoned to appear before this Court on the _____ day of _____, 20_____, at _____m. You may appear with or without counsel. Failure to appear will result in judgment by default being entered against you for what the Plaintiff has demanded and an order to the Sheriff to seize the property. If you have any defense or claims for relief against the Plaintiff you must assert them when you appear. If your defense is supported by witnesses, receipts, or other documents, you must produce them at the time of trial. Subpoenas for witnesses, if necessary, will be issued by the Court Clerk. If you have any questions concerning this matter you may contact the Court Clerk at the Randolph County Clerk's Office, Third Floor, of the Randolph County Courthouse or by calling, (765) 584-4607

Dated: _____

Clerk, Randolph Superior Court

RETURN OF SERVICE:

STATE OF INDIANA)
) SS:
RANDOLPH COUNTY)

RANDOLPH SUPERIOR COURT

20_____ TERM

Cause No. 68D01-_____

Plaintiff

VS

Defendant

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AFFIDAVIT FOR IMMEDIATE POSSESSION

Comes now _____ and files with the Clerk of the Randolph Superior Court, this affidavit and states that he is the owner of property situated at _____, now occupied by the Defendant, _____, who is occupying said property wholly without right after having received due notice to vacate said premises. That said premises has a reasonable rental value of _____ per month or week and that the Defendant is delinquent in his rent in the amount of _____, having wholly failed and refused to pay the rent for the months or weeks of _____.

The undersigned verily believes that unless the Defendant is restrained and that unless the Court holds an immediate hearing that the Defendant will do irreparable damage to the property in the form of waste and that it is necessary that an immediate hearing be had in order to protect said premises from irreparable damage.

Plaintiff's signature

Subscribed and sworn before me, a Notary Public, this _____ day of _____, 20_____.

My commission expires:

Notary Public