



RCS No. 22/2026
Ramchandra Gavande
Vs. Kusumtai Janrao
MHAK060005052026

ORDER
(Below Exh. 05)
(Passed on 06th February, 2026)

Perused the application and documents on record. The plaintiff has prayed to grant *ex-parte ad-interim* injunction against the defendants restraining them to withdraw the sum of fixed deposits made by his deceased uncle Vishwasrao Baliram Gawande.

2. According to plaintiff, his uncle and aunt were issueless and he did care of them in their old age. According to plaintiff, the defendants have no concerned at all with deceased and his property. According to plaintiff, he has been made nominee to some fixed deposits by his deceased uncle. However, record shows that the defendants too had filed proceeding for grant of Succession Certificate in their favour.

3. In such circumstances, there being conflicting claims between the parties. It would not be just and proper to grant *ex-parte ad-interim* injunction behind back the defendants without giving them an opportunity of being heard. Considering, the averment of the plaintiff that the

plaintiff is made nominee to the fixed deposits, therefore, I find that the delay is not going to defeat the object of injunction. Hence, I pass the following order ;

ORDER

1. Issue notice to the defendants calling their Say as to why ad-interim injunction should not be granted against them as prayed by the plaintiff returnable on 09.02.2026.
2. PB and SB is allowed, if prayed.

Date : 06.02.2026

Place : Akot.

Sd/-

(A. A. Mali)

2nd Jt Civil Judge (Jr.Dn),
Akot, Dist. Akola.