

MHAU050030882023



RCS NO. 73 OF 2024

Devika Mote

V/s.

Rajendra Mote.

**ORDER BELOW APPLICATION FOR
TEMPORARY INJUNCTION**

1. The plaintiff No. 1 is the mother of the Plaintiff No. 2 and 3. They have filed suit for partition and permanent injunction against defendant. The defendant Nos. 1 and 2 are the father-in-law and mother-in-law of Plaintiff Nos. 2 and 3. The plaintiff No. 3 is the father of the plaintiff No. 2 and 3. The present suit is filed for partition of the the suit property bearing Gat. No. 190 and Gat No. 74 Adm. 84R and 87R respectively.

2. Now the plaintiffs are living in the matrimonial house of father of plaintiff No. 1. There are separation of spouse from domestic violence by defendant No. 3. The defendants are trying to alienate the suit property in order to avoid the share of the present plaintiffs. It is submitted that, they have executed two sale deeds by alienating the suit property to the extent of 01H and 46R through sale deeds bearing Nos. 5542/2023 and 239/2024. Now plaintiff sought to grant temporary injunction in order to avoid further alienation of the suit property till the final disposal of the suit.

2. The defendants are served with the summons but they

choose to remain absent. The suit is proceed with passing order NO-WS, it appears that the defendants are avoiding to appear in the matter and defray the interest of plaintiffs. The past act of defendants are sufficient to come to the conclusion that in the near future they may execute the sale deeds in order to further alienate the suit property. The plaintiff Nos. 2 and 3 are the minors, it is necessary to protect their interest as such this case is fit to grant temporary injunction for plaintiffs. As such I pass the following order.

ORDER

All defendants are temporarily restrained from alienating the suit property till the final disposal of the suit.

Place : Vaijapur
Date : 21/10/2024

(D. S. Pisal)
Jt. Civil Judge (J. D.),Vaijapur
(Court No. 1)

CERTIFICATE

I affirm that the contents of this P.D.F. file judgment are same, word to word, as per the original judgment.

Name of Stenographer	Swapnil B. Jadhav Stenographer Grade-III
Court	D. S. Pisal J.M.F.C., Vaijapur
Order delivered on	21/10/2024
Order signed by the presiding officer on	07/11/2024
Order Uploaded on	07/11/2024