

ORDER BELOW EXH.5 IN R.C.S. NO. 820/2025

Kartik Vs. Devidas

Present application is filed by the plaintiff for ad-interim temporary injunction.


2. Heard Ld. Advocate for the plaintiff at length. It has submitted that, plaintiffs are the children of defendant No.1. The defendant No.1 is having Gut No.32 situated at village Dayegaon, Tq. Gangapur, Dist. Aurangabad. Though record shows that, defendant No.1 is the owner of the suit property, yet plaintiff No. 1 to 3 are having interest and share in suit property. The defendant No.1 had sold suit property in the year of 2023 to defendant No.2.

3. Now defendant No.2 is intending to sale the said property. One Yash Sanjay Jaiswal has published proclamation in daily Punyanagari newspaper of 26/09/2025 and stated that, he is intending to purchase the suit property mentioned in schedule of the proclamation from Vijay Suklal Lodha.

4. Considering the arguments and facts it found that, defendant No.2 has purchased suit property from defendant No.1 in the year of 2023 itself. Since, 2023 plaintiffs have not taken any steps. Even since June-2025 they keep mum. Now defendant No.2 is intending to sale suit property. Considering the facts it found that, there is no case to grant any kind of ad-interim relief without hearing the defendant No.2. Hence, no reason to grant ad-interim injunction. Hence, I pass following order-

ORDER

1. The prayer of ad-interim injunction is rejected.
2. Issue show cause notice to defendants returnable kept on 15/10/2025.



I/c (Nilesh R. Indalkar)
Jt. Civil Judge Sr. Division
Gangapur

Date:- 06/10/2025