

MHAU130000292026



R.C.S. No.9/2026

**Ajeet Jagannath Rana Vs. Secretary Super Uchtam Agriculture Produce
Market Committee**

ORDER BELOW EXH.12

By this application the plaintiffs prayed for an order of status-quo in respect of suit property. Read the application, reply of defendant No.1 at Exh.15 and that of defendant No.2 Corporation at Exh.16. Heard Ld. Advocate for the rival parties.

02. Learned advocate for plaintiffs argued that, the defendant No.1 Committee is disturbing peaceful possession of plaintiffs over suit property and is trying to remove fencing wall. The defendants have sought time for filing reply to an application for temporary injunction and the written statement. Therefore, it is necessary to preserve suit property by an order of status quo.

03. Learned advocate for defendant No.1 Committee argued that, the parking place over the suit property claimed by defendant Nos.1, 4, 5 and 6 is already shifted elsewhere by defendant No.1 committee in its revised plan. Likewise, the suit property which defendant Nos.8 to 12 are claiming was already an amenity area as per plan of the year 2018. In such circumstances, grant of an order of status-quo may cause prejudice to defendant No.1 Committee. In such circumstances, it is necessary to decide an application for temporary injunction after filing reply of defendant No.1 Committee and the grant of an order of status-quo is not desirable. Therefore, it is necessary to reject the application.

04. Learned advocate for defendant No.2 Corporation argued that, the disputed involved in the suit is between plaintiffs and defendant No.1 Committee. Therefore, no order can be passed against defendant No.2 Corporation in respect of suit property.

05. It is a matter of record that the plaintiffs have challenged legality of layout plan dated 06.08.2025 approved by defendant No.2 corporation wherein the allegedly leased part of property in favour of plaintiffs is shown as open space and the action of defendant No.1 committee in connection with said layout plan. The status of suit property as on today is clear from the record. The suit summons are duly served on both defendants and defendant No.1 committee is seeking adjournment for filing its reply and W.S. In such circumstances, it is necessary to preserve the subject matter of the suit till adjudication of an application for temporary injunction made by the plaintiffs. The contention of defendant No.1 Committee that, it is necessary to decide an application for temporary injunction after filing its reply without passing any order about suit property cannot be accepted as the purpose of making an application for temporary injunction by plaintiffs may likely to be defeated if such approach is adopted. Therefore, it is desirable to grant an order of status-quo in respect of the suit property. Hence, I pass the following order:-

ORDER

1. Application stands partly allowed.
2. The plaintiffs as well as defendant No.1 Committee are directed to maintain status of suit property as it stands on today till the decision of application for temporary injunction Exh.5

Date :- 12.03.2026

(Shri. N. H. Tikhe)
Civil Judge Senior Division
(Corporation Court), Aurangabad.

CERTIFICATE

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

Name of the Stenographer	: Vilas K. Chavan, Stenographer (Grade-II)
Court	: C.J.S.D.(Corporation Court), Aurangabad.
Date	: 12.03.2026
Order signed by the presiding officer on	: 12.03.2026
Order uploaded on	: 13.03.2026