

MHAU130000222025



R.C.S./13/2025

Hasina Begum Munshi Shah Vs. Municipal Corporation, Aurangabad

ORDER BELOW EXH. 13

By this application, the plaintiff prayed for status-quo order in respect of the suit property. Read the application and reply of defendant Corporation at Exh.16. Heard Ld. Advocates for the rival parties.

2. Ld. Advocate for plaintiff submitted that the defendant corporation is about to demolish suit property and this fact is clear from the news article produced by the plaintiff. The defendant corporation appeared today. However, no reply is filed by it to an application for temporary injunction. Therefore, it is necessary to grant status-quo order in respect of suit property till filing of say by the defendant corporation.

3. Ld. Advocate for defendant corporation argued that the corporation will require some time to file reply to an application for temporary injunction. The status of suit property as on today is not clear. Therefore, it is desirable to grant time to the corporation for filing reply without passing any order against it.

4. It is a matter of record that, without passing any ex-parte ad-interim order against the defendant corporation this Court had

thought it proper to issue notice of an application for temporary injunction to it. In response to the notice to defendant corporation appeared today. However, no reply is filed to an application for temporary injunction by it today. In such circumstances, it is necessary to save subject matter of the suit till filing of such reply by defendant corporation. In other words, if the status-quo order in respect of suit property is not passed, it may defeat the purpose of making an application for temporary injunction by the plaintiff. Hence, I pass following order.

ORDER

1. Application stands allowed.
2. Both the parties are directed to maintain status of the suit property till filing of reply to an application for temporary injunction by defendant corporation.

Date :-21.03.2025

(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	: S.V.Shinde, Stenographer Grade-III
Court	: C.J.S.D. (Corporation Court), Aurangabad
Date	: 21.03.2025
Order signed by the presiding officer on	: 21.03.2025
Order uploaded on	: 21.03.2025