



ORDER PASSED BELOW EXH.24
IN SPECIAL CIVIL SUIT NO.17/2026

[CNR No.MHKO090001332026]

The present application is filed by the plaintiff to grant ad-interim injunction. In short, it is the contention of the plaintiff that the plaintiff filed the present suit wherein he has specifically claimed that the defendant not to obstruct the plaintiff from doing the business of stone-crusher and also not to obstruct the transportation of material. However, the defendants are obstructing the way to disturb the transportation by one and other means. Therefore, the plaintiff is now suffering irreparable loss. Though the defendants are appeared in the suit, but they have not filed any say to the application. Therefore, the defendants be restrained from obstructing the plaintiff from doing the business of stone-crusher.

2. The present application is strongly opposed by the defendant on the ground that the no-objection certificate filed by the plaintiff is false and forged. There is no as such resolution passed by Grampanchayat on 16.01.2020. Thus, the application is liable to be rejected.

3. Heard both the sides at length. Perused the resolution no.64, which is filed by the defendants. On perusal of the said resolution, it appears that there is no resolution regarding giving no objection to the plaintiff for conducting the

business of stone-crushing. Thus, prima-facie the no-objection certificate issued by the Grampanchayat is under the suspicion. It is at length argued by the defendants that due to the business of stone-crushing, there is threat to the healthy livelihood of the villagers, animals. Therefore, if the defendants are restrained from opposing the unlawful act of the plaintiff, then it will amount to play with the life and safety of the villagers.

4. I have given thoughtful consideration to the said argument. Admittedly, since January, the crushing work is stopped. The defendants assured to the Court that on the next week, he will positively argue on the application. Therefore, considering this assurance as well as the public safety, I am of the view that it will not just and proper to issue any interim injunction. More particularly, when the resolution is under suspicion. Thus, I pass the following order :-

ORDER

Application Exh.24 is rejected.

Place : Gadhinglaj.
Date : 06.03.2026.

(N. S. Puri)
Civil Judge Senior Division,
Gadhinglaj