



ORDER BELOW EXH. 25 AND EXH 5

Application at Exh. 5 is filed by plaintiff praying for temporary injunction restraining defendants from disturbing plaintiffs' possession in suit property. Application at Exh. 25 is filed by plaintiff stating that plaintiff has filed his written notes of arguments on Exh. 5 long back. However, since then the suit is pending for argument by defendants. However, defendants are deliberately trying to prolong the hearing. Hence, he has prayed for appropriate orders on the application at Exh. 5.

2. Say of defendants on the application at Exh. 25 was called. Vide his say defendant has combated the contents in the application contending that he has never prolonged the hearing on application at Exh. 5. Ultimately, he has prayed for rejection of the application at Exh. 25.

3. The application at Exh. 5 is filed along with the suit on 07/12/2016. Plaintiff has filed his written notes of arguments on 06/12/2017. Application at Exh. 25 is also filed on 27/04/2016. Though till today defendants have neither orally argued or filed their written notes of arguments on the application at Exh. 5. Thus, considering the nature of suit as well as record of the proceeding following order is passed :-

Order

1. Application at Exh. 25 is allowed.
2. Fix the suit on next date for order at Exh. 5.

Date: 16/07/2019

(M. H. Shitole)
C. J. J. D. Radhanagari
Kolhapur

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

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| Name of the Stenographer | Shri. U.S.Telang L.G. (Grade 3) |
| Name of Court | Civil Judge, Junior Division & Judicial Magistrate, First Class, Radhanagari. |
| Date of Dictation | 16/07/2019 |
| Order signed by the P.O. On | 16/07/2019 |
| Order uploaded on | 16/07/2019 |