

MHKO200004032022



Order passed below Ex. 11 and 13 in R.C.S.No.103/2022

Perused both application and say filed to them respectively. Heard.

02. This simplicitor suit for permanent injunction. Defendants were served with summons and notice of Exh.5. They appeared today. Defendants filed status-quo application seeking till Exh.5 say is filed both parties to maintain status-quo. Plaintiff opposed the claim and came up with own status-quo application stating that defendant should not obstruct the on going temple construction and possession of plaintiff.

03. Plaintiff placed on record through document list Exh.3 Sr.No.1 to 6 assessment extract from No.8 of suit property and Index copy of alleged Gift deed of suit property given in favour of plaintiff. I have perused the documents on record. On going construction is admitted fact on record.

04. The said construction according to defendant is being carried out on land belonging to government left for grazing purpose, plaintiff says otherwise. Plaintiff have placed photograph on record which shows construction of temple. In such situation per se the assessment shows vacant premises and photograph show construction. Permission to construction not on record. It is not residence

construction that is going on therefore to avoid complication and fair opportunity to file say to Exh.5 and W.S. needs to be given to defendant till then both parties are directed to maintain status-quo.

Date: 20-12-2022.

(N.K.Nagargoje)
Civil Judge, Jr.Dn. Kale-Kherivade

