

(CNR No. MHND060002942019)

Spl.C.S. No. 07/2019
Pratul Deshmukh & Ors. Vs.
Adwait Deshmukh & Ors.

ORDER BELOW EXH - 39

01. This is an application for stay to the order granting temporary injunction for direction to parties to maintain status-quo till appeal period. On hearing both the parties, for reasons assigned in the order below Exh-05, this Court has mandated that defendants No. 1 to 3 shall not interfere into plaintiffs' possession as the non grant of injunction would prejudice plaintiffs. Hence, staying the injunction order would be contrary to court's own finding, although prima-facie, as to possession. Hence, stay of such preventive order is unwarranted.

02. The order of status-quo is nothing but an injunction against act of disturbing the status as on today, which has been prima-facie held to be in the form of existence of the plaintiffs' possession, and therefore, the preventive order itself is for maintenance of the status-quo in those terms so that further order of status-quo will be a futile exercise. Hence, the order :

ORDER

Application is rejected.

Date :- 11-07-2019

(D.R. Deshpande)
Civil Judge Sr.Dn., Biloli.

CERTIFICATE

I affirm that the contents of this PDF file judgment/Order are same, word to word, as per original Judgment/Order.

Name of the Court	:-	C.J.S.D., Biloli.
Name of Stenographer	:-	M.F.M. Sayyad.
Date of order	:-	11-07-2019.
Order signed by the P.O. on	:-	11-07-2019.
Order uploaded on	:	15-07-2019.