

ORDER BELOW EXH. 05 IN RCS NO. 99 OF 2020

- 1) The plaintiff filed this application for temporary injunction against defendants for restraining them from alienating the suit lands and from creating third party interest therein.
- 2) Perused the application. Heard Ld. Advocate Shri. S.V. Magre for the plaintiff. He prayed for ex-parte ad-interim injunction.
- 3) The plaintiff filed this suit for partition and separate possession, for declaration and for perpetual injunction. The plaintiff is daughter of defendant Nos. 4 and 5 and defendant No. 1 is grand-father of the plaintiff. According to the plaintiff, the suit properties are ancestral Joint Hindu Family properties and partition not took place till today. Considering the nature of suit and relations between the parties I am of the opinion that, it is not just and proper to grant any ex-parte ad-interim relief without hearing to defendants. However, in order to avoid multiplicity of proceeding it is necessary to maintain status quo in respect of title of the suit properties as on today till next date. Hence I pass following order;

ORDER

- 1) The plaintiff and defendants are directed to maintain status quo in respect of title of the suit properties as on today till next date.
- 2) Issue show cause notice to defendants as to why temporary injunction shall not be granted R/o. 26.11.2020.
- 3) The plaintiff shall comply provisions of order 39 Rule 3-a of the Civil Procedure Code.
- 4) E.P. and S.B. allowed if necessary.

Pronounced in open Court

Date: 2.11.2020
Place: Mudkhed

Sd/-
(D.N. Chamle)
Civil Judge Jr. Division,
Mudkhed, Dist. Nanded.

CERTIFICATE

I affirm that the contents of this P.D.F. File judgment are same word to word, as per the original judgment.

Name of the stenographer : A.A.Totre

Court Name : J.M.F.C. Mudkhed

Date : 02/11/2020

Judgment signed by the

Presiding Officer on : 02/11/2020

Judgment Uploaded on : 02/11/2020