

Spl. C. S. No. 37/2025
CNRNOMHOS120021852025
Hanumant Vs. Pradip
First Order Below Exh. 5

1. Perused the application with supporting affidavit.
2. Also Perused the document filed by plaintiff.
3. Heard Learned counsel for the plaintiff.
4. Plaintiff is seeking ex-party ad-interim injunction to restrain defendant from causing obstruction and disturbing his joint possession over the suit property and to restrain defendant from transferring the suit property till his appearance. Learned counsel for the plaintiff submitted that, document filed on record clearly supports prima-facie case in favour of the plaintiff.
5. For granting ex-party ad-interim injunction, the plaintiff has to show strong prima-facie case and exceptional hardship. However, in the case in hand, there appears sale-deed of suit property standing in the name of defendant. There is no prima-facie document on record showing the ownership or possession of plaintiff over the suit property. Therefore, considering these aspects, I am of the considered view that, the plaintiff has not shown strong prima-facie case and exceptional hardship as far as their relief of ex-party ad-interim injunction is concerned. Accordingly, it is necessary to give opportunity of hearing to the defendant. Hence. The following order.

Order

1. Issue show cause notice to defendant to show cause as to why interim injunction as prayed for shall not be granted.
2. E. P. and S. B. if prayed, is allowed.
3. Notice returnable on 08/01/2026.

Date :22.12.2025

(R.D. Dange)
Jt. Civil Judge, S.D., Bhoom.

CERTIFICATE

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

Name of Stenographer	---	Sayyad R.M. Stenographer - Grade II
Court	---	Mr. R. D. Dange Jt. Civil Judge, Senior Division, Bhoom, District - Osmanabad.
Date	---	22.12.2025
Order signed by the Presiding Officer on	---	22.12.2025
Order uploaded on	---	22.12.2025