

**Lakshya Associates Through Vijay Uttam Balvadkar**

**...Vrs....**

**Sameer Narendra Jadhav**

**ORDER BELOW APPLICATION (Page No. 259) DATED 19/04/2024**  
**IN R.C.S. NO. 07/2024**  
**(Delivered on 24<sup>th</sup> day of June, 2024)**

The present application is filed by the plaintiff seeking the continuation of the ad-interim order previously granted as the defendants are trying to hatch the suit-property. The said application is strongly opposed by Defendant No. 6, who states that he has filed his response and an application for the rejection of the plaint online. However, due to technical issues, these documents have not been retrieved by this court. Defendant No. 6 orally submits that this court lacks jurisdiction to entertain the suit, as it pertains to the SARFAESI Act, 2002. Consequently, the plaintiff does not have a prima facie case in their favor, and the suit property is in the possession of Defendant No. 6 as per the order under the SARFAESI Act. The continuation of the ad-interim order, according to Defendant No. 6, will cause irreparable loss to him.

2. Upon reviewing the record, it is discernible that, by virtue of an order dated January 12, 2024, an ad-interim ex-parte temporary injunction was granted, restraining the defendants from dispossessing the plaintiff and from creating third-party interests over the suit property until the next hearing date. This order was further extended until March 21, 2024, and then until April 19, 2024. Although the plaintiff appears to have filed an application to extend the interim order on April 19, 2024, the application was not pursued, and no extension order was granted. Consequently, the interim order, which was granted

until April 19, 2024, is deemed to have been vacated.

3. In light of these circumstances, the present application seeking the continuation of the ad-interim order is untenable. Therefore, the present application, lacking merit, is hereby rejected.

Date : 24.06.2024  
Pimpri

(AL Amoodi A. K.)  
3<sup>rd</sup> Jt. Civil Judge Junior Division,  
Pimpri, Pune.

CERTIFICATE

“ I affirm that the contents of this P. D.F. file Judgment / Order are same word for word as per original Judgment.

Name of Steno : Smt. K. U. Pawar  
Court Name : AL Amoodi A. K.  
3<sup>rd</sup> Jt. Civil Judge Junior Division,  
Pimpri, Pune.

Date : 24/06/2024

Judgment/Order signed by  
presiding officer on : 24/06/2024

Judgment /Order upload Date : 24/06/2024