

CNR NO. MHPU100000262026



ORDER BELOW EXH.05.

(Dated: 11.06.2026)

This is an application filed by plaintiff under order 39 Rule 1 & 2 of Code of Civil Procedure, 1908 for granting temporary injunction.

2. Heard Ld. Counsel for plaintiff at length.

3. There are so many prayers have been claimed by plaintiff in this temporary injunction application. But, without going into the technicalities and to preserve rights of plaintiff and considering doctrine of pith and substance. I proceed to application accordingly.

4. Perused record. Suit is filed for declaration, permanent and mandatory injunction. Counsel for plaintiff submitted that, suit property is owned and in possession of them since last 40 years. They have laying a private drainage from their suit property and that drainage line have been connected ahead to the drainage of Municipal Corporation. Now, drainage of the defendant no. 7 and 8 have been blocked and they want to repair and permission for going from the suit property. But, plaintiff have denied. Moreover, the plaintiff attracted my attention on document which is filed at list of document at Exh. 3/9, which the plaintiff obtained under the Right to Information Act. After perusing these documents it shows that, the Officer of Municipal Corporation have been directed to defendant no. 7 and 8 to connect their drainage towards the drainage of Municipal Corporation. Prima-facie it shows that, suit property is owned and possessed by plaintiff and there is private drainage. Therefore, this is the fit case to grant Ex-parte

**Reg. Civil Suit No. 25/2026.
Haribai Hanumant Jamdade
Through POA Satish
Vs.- P. C. M. C. & Ors.**

temporary injunction in favour of plaintiff for protect suit property. Hence, I proceed to pass following order.

ORDER

1]	Ad-interim Ex-parte temporary injunction in respect of suit property is hereby granted and defendant no. 1 to 4 are temporarily restrained to act upon as per notice जा. क्र. गक्षेका/अति/कावि/प्र.क्र.२४/९४/२०२६ dated 03/06/2026 till next date.
2]	E.P & S.B. allowed.
3]	Plaintiff is directed to comply notice as per order 39 Rule 3(a) of Code of Civil Procedure, 1908.

Dated: 11/06/2026.

Sd/-xxx
(V. S. Damare)
Civil Judge Junior Division,
P.C.M.C. Court, Akurdi, Pune.

CERTIFICATE

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

Name of Stenographer	:-	Gaurav A. Bobade (Grade III)
Court Name	:-	Shri. V. S. Damare, Civil Judge Junior Division, (P.C.M.C.), Court, Akurdi, Pune.
Date	:-	11/06/2026.
Order signed by presiding officer on	:-	11/06/2026.
Order uploaded on	:-	11/06/2026.