

ORDER PASSED BELOW EXHIBIT NO.5
IN R.C.S. NO.94/2026

01. I have perused the plaint, instant application and documents filed on record.

02. Heard Ld. Advocate of the plaintiff. He argued that by virtue of sale deed the plaintiff is owner of the suit property. Further, the defendant is not concern with the suit property. In spite that the defendant is carrying construction in the suit property. Therefore, it is necessary to restrain the defendant or to maintain status-quo. After perusal of the pleading along with the document the plaintiff himself pleaded that the defendant mutated his name as a tenant in the year 1993/94. In this situation it is necessary to hear other side. On perusal of instant application and document at Exh. 3 reveals that no extra ordinary strong prima-facie case is made out to grant ad-interim injunction against the defendant. On the other hand, it would be appropriate to heard defendant and the prayer of the plaintiffs can be considered after his appearance. Hence, I pass the following order.

:- ORDER :-

1. Issue show cause notice of this application to the defendant returnable on 06.05.2026.
2. Special bailiff allowed subject to payment of bhatta.

(S.D.Shirsat)

Date:- 30/04/2026

2nd jt. Civil Judge Junior Division, Bhor.