

ORDER PASSED BELOW EXHIBIT NO.5
IN R.C.S. NO. 112 /2026

01. I have perused the plaint, instant application and documents filed on record. Heard Ld advocate of the plaintiff. He argued that the suit property is ancestral property of the plaintiffs and defendants. However, in absence of demarcation the defendants are carrying out construction over the suit property. Hence, it is necessary to maintain status quo of the suit property.

02. After perusal of the documents it appears that the suit property is ancestral property of the parties. In order to maintain status quo it is necessary to ascertain actual position of the property. However, after perusal of the photograph it appears that some construction is going on. However, there is no date or time mentioned in said photograph. Further, prima facie no document is on record to shows that the construction is carrying on over the suit property. Therefore, it is difficult to ascertain actual position of the suit property. Further, there is no extra ordinary 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 their appearance. Hence, I pass the following order.

-: **ORDER** :-

1. Issue show cause notice of this application to the defendant returnable on 16.06.2026.

2. Special bailiff allowed subject to payment of bhatta and RPAD is allowed at the expenses of the plaintiff

Bhor

Date : 09.06.2025..

(S.D.Shirsat)

Jt.Civil judge, Jr. Dn.,

Bhor, Dist. Pune