

ORDER BELOW EXHIBIT NO.5 IN RCS. NO.236/2025

This is an application filed by plaintiff under order 39 Rule 1 and 2 of CPC and prayed for ex- parte ad interim injunction against defendants. Perused the application and record. Heard, Ld. Advocate for the plaintiff. As per record it appears that the name of defendants mutated in the suit properties. According to plaintiff defendants had sold suit property to Manohar Jairam Bhake in the year 2009. Thereafter, plaintiff have purchased suit properties from Manohar Jairam Bheke in the year 2011. It is further contentions of the plaintiff that in the year 2013 name of defendants illegally mutated to the suit properties. The name of defendants are nominal one and they having no any concern with the suit properties. From the contentions of plaintiff itself it appears that since year 2013 name of defendants is mutated to the suit properties. It also appears that one petition is pending before Hon'ble High Court. Therefore it appears that before granting any interim relief, opportunity should be given to defendants. Hence, issue shows cause notice to defendants as to why temporary injunction should not be granted against them as prayed. S. B and E.P is allowed if claimed.

Ghodegaon
Date :-15/12/2025

(Santosh L. Vaidya)
Jt. Civil Judge, J.D.,
Ghodegaon Dist. Pune.