

REGULAR CIVIL SUIT NO.52/2024

Prakash Maruti Bhutkar

Vs.

Mrs. Pallavi Prakash Bhutkar

ORDER BELOW EXH.23

This application is filed by plaintiff for granting statusquo till deciding Exh.5 application.

02. The plaintiff has submitted that, in the present matter, there is a need of passing status-quo order in order to protect the property. If status-quo order is passed, no harm will cause to other party. The plaintiff has prayed that, status-quo order be passed.

03. Defendant has strongly objected the application and submitted that, this application is filed by applicant for misleading this Court. The Exh.5 application needs to be heard by giving an opportunity to the defendant by filing his say. Heard the learned advocate for plaintiff and learned advocate for defendant.

04. Considering the nature of the suit, the question in respect of actual ownership only be decided after taking evidence on record. From prima facie documents on record, it is difficult to conclude in respect of actual ownership. Prima facie on record, there are no documents to show that, defendant is trying to alienate the suit property. In

such circumstances, the order of statusquo cannot be passed. In view of above findings, I proceed to pass following order.

ORDER

1. The application of status-quo is rejected.
2. Defendant is directed to file her written statement on next date without fail.
3. The application is disposed off accordingly.

Date – 24/07/2024

(Smt.A.S.Wadkar)
Civil Judge J.D., Karjat,
District - Raigad