

ORDER BELOW EXHIBIT 5 IN R.C.S no. 10/2021

Heard learned Adv. Mrs. S. S. Koltharkar holding for Ld. Adv. Shri. Rupesh Jadhav for the plaintiff. Perused Exh. 05 application and documents annexed with the plaint. Ld. Adv. Mrs. S. S. Koltharkar holding for Ld. Adv. Shri. Rupesh Jadhav for the plaintiff submitted that, agreement to sale of the suit property is executed by defendant no. 01 to 14 in favour of the plaintiff on 16/04/2012. However, defendant no. 15 to 19 got transferred suit property in their name from defendant no. 01 to 14 and now defendant no. 15 to 19 are likely to transfer the suit property to the third party hence, defendants be restrained by an ex-parte ad-interim injunction from transferring the suit property.

2) Perused documents annexed with the plaint. At the outset it is noted that, I do not find any urgency for granting ex-parte ad-interim injunction as names of the defendant no. 15 to 19 are duly registered in 7/12 extract of the suit property. Hence, prayer for ex-parte ad-interim injunction is rejected. Issue notice to the defendants to show cause as to why ad-interim injunction as claimed in Exh. 5 should not be granted in favour of plaintiff returnable on 22/03/2021.

Mahad.
Date: 03/02/2021



(V. R. Doifode)
Civil Judge, J.D. Mahad.