

ORDER BELOW EXH. 1 IN R.C.S. NO.48/2025

Issue summons to the defendants to appear and answer the claim and to file written statement of their defence, if any, within 30 days from the date of service of summons and for settlement of issues and to produce all documents in their possession or power, vide Order 8 Rule 1 and 1A of the Civil Procedure Code R/o. 08/04/2025.

Date :05/04/2025.

(M.B.Sontakke)
Jt. Civil Judge (J.D.),
Kankavali.

COMMON ORDER BELOW EXH. 2, 3 AND 4 IN R.C.S. NO.48/2025

Seen and Filed.

Date :05/04/2025.

(M.B.Sontakke)
Jt. Civil Judge (J.D.),
Kankavali.

ORDER BELOW EXH. 5 IN R.C.S. NO.48/2025

1. Perused the application, affidavit and record.
2. Heard **Ld.Adv.Shri.V.R.Naik** for plaintiff in detail. It is the case of the plaintiff that defendant is constructing house in the common property. Thus as per the case of plaintiff defendant No. 1 is the cosharer of the property. Therefore in such circumstances without hearing the other side I am of the considered opinion that it would not proper to pass an ex-parte order against the defendant. Therefore other side needs to be heard. Object of application would not be defeated by delay till hearing other side. Therefore, pray of plaintiff can be considered after appearance of defendant also. Hence, I pass the following order.

ORDER

1. Issue show-cause notice to the defendant No.1 as to why order of temporary injunction should not granted against him till further order.
2. E.P. and S.B. are allowed, if required.
3. Notice returnable on 08/04/2025.

Date :05/04/2025.

(M.B.Sontakke)
Jt. Civil Judge (J.D.),
Kankavali.