

ORDER BELOW EXH.5 IN Civil M.A.NO.231/2024.
(CNR No.MHSN02025532024)

This is an Application for Restoration of essential supply to the rental premises. According to the Applicant, it is tenant in the rented premise, having business in Gala no.2 and 3 in Plot no.348, in Sangli Agricultural Produce Market Committee. According to Applicant, it is tenant in the above premises since 1999, regularly paying rent of premises and also paying other charges regarding the said premises. In the year 2014, Opponent no.1 forcefully tried to evict Applicant, and CJJD Court passed the decree of eviction in favour of Applicant in RCS No. 64/2016. However, on 01/08/2024, Opponent no.2 (MSEDCL), upon the application of Opponent no.1 has cut-off the electricity supply to the said premises. Therefore, Applicant was constrained for making the application for restoration of electric supply.

2. Perused the record. Heard ld. Applicant for Applicant. The possession of Applicant is looking to be protected by virtue of decree of civil court in 64/2016. In order to maintain fairness in trial, the interim application can be better heard in presence of opponents. Therefore, at this stage it would be just and appropriate to issue the show cause notice against both the Opponents. Before passing any order of restoration of electric supply, I deem it appropriate to hear the other side. Therefore, following order.

ORDER

1) Issue show cause notice to Opponents as to why the restoration so sought shall not be granted in favour of Applicant.

2) E.P and S.B. if necessary is allowed, as per rules.

Sangli.
Date:-12.08.2024

Sd/-
(Onkar.S.Shastri)
11th Jt. Civil Judge Jr. Dn., Sangli.
Dist-Sangli