



ORDER BELOW EXH. 05 IN RCS NO. 111/2025

(Babaso & Ors. Vs. Ramchandra & Ors)

CNRNO.MHSN070009962025

Perused the application, plaint and documents filed along with the plaint. Heard argument of learned Advocate Shri. F. N. Kotwal for the plaintiff. Present suit is filed for declaration and perpetual injunction in respect of agricultural land Gat No. 516 ad-measuring 5 H 6 R, Gat No. 226/2 ad-measuring 6 H 9 R and Gat No. 516 ad-measuring 5 H 8 R situated at village Kavathe Mahankal, Tal. Kavathe-Mahankal. (*Hereinafter will be referred as 'suit property' in short*).

02. The learned Advocate for plaintiff submitted that the plaintiff is owner and possessor of the aforementioned agricultural land. However, as per mutation entry no. 2682 dated 19.03.2025, land of plaintiff has been reduced on 7/12 extract and increased the land of the defendant. However, plaintiff is in actual possession of the land described in para no. 1 of the plaint. Now defendants by taking disadvantage of the revenue entries interfering in the peaceful possession of the plaintiff over suit property no. 1C. Therefore, by way of this application, plaintiff prayed for granting ad-interim *ex-parte* injunction against defendants.

03. Perused the record. The plaintiff has filed total 18 documents including some photographs. Having regard to the events mentioned in the application, a reasonable opportunity of showing cause in respect of the relief prayed for in the present application is required to be given to the defendants. Further, *prima facie* there is no situation on record about

instant threat from the defendants to the suit property. Therefore, I find it necessary to hear the defendants before passing any order. Hence, Order.

ORDER

Issue show cause notice to the defendant no. 1 to 8 as to why injunction as prayed for should not be granted. Notice r/o. 03/09/2025. E.P And S.B. allowed, if required.

(M. A. Kulkarni)

Date : 30.08.2025

Jt. Civil Judge Junior Division,
Kavathe Mahankal