

ORDER BELOW EXH. 05 IN REGULAR CIVIL SUIT NO.
69/2025
(Tammanna Hanjagi v/s Ramanna Hanjagi)

Read the application, perused the documents on record. The suit is for partition and separate possession of suit property.

Heard Ld. Counsel Shri R. S. Mhamane for the plaintiff. He has argued that suit property Sr. No. 2 and 3 described in para No. 1 in plaint were purchased from the income of suit property Sr. No 1 and said property is ancestral property of plaintiff and defendants. However, taking disadvantage as the property Sr. No. 2 and 3 are recorded in the name of defendants. Defendants are intending to create third party interest in the said properties, Ld. Counsel prayed for granting ad-interim in the form of Status-quo against defendant No. 1 to 3 and 4/1 to 4/3.

It is outset to mention here that the plaintiff is claiming partition and separate possession of his share in the suit properties being the properties are ancestral. In this situation, mere apprehension in the mind of plaintiff without giving detailed particulars of defendants intention for creating interest in the suit property is not justified for granting ad-interim Considering the nature of dispute, it is just and proper to hear other side before

passing any ad-interim order. Hence, I pass following order

O R D E R

1. Issue show cause notice to defendant No. 1 to 3 and 4/1 to 4/3 as to why injunction should not be granted.

2. E.P and S.B. is allowed, if prayed.

Returnable on :- 03/05/2025

Date- 19.04.2025
Jath.

(P. C. Bachhale)
Civil Judge, Junior Division,
Jath