

Order On Application for Status-quo in M.C.A. 255/2024
(Papat Karande Vs. Ananda Karande)

Perused application and affidavit in its support. Examined the record. Heard Advocate Shri. V. V. Kadam for appellant at length.

2. This application by plaintiff/appellant for maintaining status-quo about the suit property. The core of application that learned trial court has rejected temporary injunction application dated 02.02.2024. Defendants are obstructing to his possession over the suit property. The sugarcane crop is lying in the suit property and defendants are not allowing to send it from the suit property to the sugar factory.

3. The Advocate for plaintiff/appellant pointed out the photographs showing sugarcane crop lying in the suit property. Prima-facie it is to be seen from the record that plaintiff/appellant is in possession of the suit property. Record also shows till rejection of temporary injunction application by learned trial court status-quo order was in existence. That the entitlement of the bill amount can be decided on merits. As mentioned above the sugarcane crop is lying in the suit property and if in the circumstances defendants/respondents will not allow to send it to the sugar factory there will be loss. So considering the sugarcane crop lying in the suit property and defendants are not allowing plaintiff/appellant to send it to the sugar factory, to avoid the loss the status-quo needs to be passed. At the cost of repetition I would like to mention that the entitlement of sugarcane crop bill will be

K. Karande

decided on merits. Hence in the circumstances to avoid loss following order is passed

ORDER

1. Parties are directed to maintain status-quo about the suit property till next date.
2. Issue show cause notice to the defendants/respondents calling upon them as to why status-quo order passed not to be continued till disposal of this appeal R/o 21/02/2024.
3. S.B. is allowed if desired.
4. Appellant to comply and report.

M.S. Kakade
17.2.2024

Place : Sangli
Date : 17/02/2024

(Smt.M.S.Kakade)
Ad-hoc District Judge-2 Sangli.