

COMMON ORDER BELOW EXH.48 & 49

IN

R.C.S. No. 5 of 2021

(CNR No.MHSO06-0000552021)

1] The application vide Exh.48 is to grant time to file say vide Exh.46. While application vide Exh.49 is to grant ad-interim temporary injunction , till the decision of Exh.46.

2] Perused the application and say on it.

3] Heard both the learned advocates.

4] The temporary injunction application of the plaintiff is already pending vide Exh.32. Thereafter, defendants have filed temporary injunction application vide Exh.46. The said application vide Exh.46 is filed on 11.03.2022. The plaintiff has not filed say on it, but claimed to grant time. In such circumstances, when both the parties are claiming that they are in the legal management of the suit property, it is desirable that opportunity should be granted to the plaintiff to file the say on next date. The learned advocate for the plaintiff submitted that he is ready to file say vide Exh.46 as well as 49 within short time i.e. on next date itself and even ready to argue on the same day. Considering, said submission the prima facie case of both the parties should be determined on merit. Therefore, following order is passed.

ORDER

1. The time is granted to the plaintiff to file say vide Exh.46 and 49, till next date.
2. Both the parties shall proceed with the matter positively on next date without default.

3. In case of default necessary order shall be passed against the party who in default , on the next date.
4. Date be fixed as per convenience of both the parties.

Pandharpur
Date:- 25.03.2022

Civil Judge Senior Division,
Pandharpur

CERTIFICATE

I affirm that, the contents of the this P.D.F file Order/Judgment are same word to word, as per the original order/ judgment

Name of Stenographer : B.R.Kondekar
Court Name : Civil Court Senior Division, Pandharpur
Date : 25-03-2022

Order/Judgment signed
by the Presiding Officer on : 25-03-2022

Order uploaded on : 26-03-2022