

**ORDER BELOW EXH.53**  
( Passed on 02.05.2022)

The plaintiff has filed present application for granting police aid. It is the contention of plaintiff that, he has filed suit for perpetual injunction against the defendant and court has granted temporary injunction application in favour of plaintiff. As on 01.04.2021 plaintiff and his mother went to suit property by Tractor, that time defendant came their by holding the stick in his hand and has assaulted the plaintiff. Defendant has also abuses the plaintiff in filthy language. Defendant has not obeyed the order of this Court. Therefore, it is difficult for the plaintiff to cultivate the suit property. Therefore, for the purpose of completed the agriculture work before rainy season, plaintiff is in need of police aid of two days. Plaintiff has filed his affidavit below Exh.63 mentioning the dates for police aid i.e. on 06.05.2022, 08.05.2022 and on 10.05.2022 for three days, he prayed to grant police aid by allowing the present application.

2. The defendant by filing his say below Exh.60 has strongly opposed the application. He has submitted that, there is no any incident of assaulting occurred with the plaintiff. In the present case, court commissioner has appointed and he has submitted his report below Exh.48. As per said report there is no 12 ft width road is situated from the Western side of the suit property as stated by the plaintiff. The reason stated for the police aid is not just and proper. The Civil Misc. Appeal No.46/2019 is pending before the District Court Pandharpur. Therefore, the application filed by the plaintiff may kindly be rejected.

3] Considering the rival contentions of both the sides so also I

have gone through the pleadings of the parties. From the pleadings it appears that, plaintiff has filed present suit for perpetual injunction against the defendant. This Court while passing order below Exh.5 restrained the defendant for causing any kind of obstruction to the peaceful possession of the plaintiffs over the suit property. In the present application plaintiff has by giving specific date has stated that, defendant has obstructed him from cultivating the suit property. Plaintiff is an agriculturist and the agricultural work is required to completed before rainy season. The plaintiff by filing his affidavit below Exh.66 has submitted that appeal preferred by the defendant is came to be dismissed by District Court as on 21.03.2022. Considering the above facts and circumstances, I proceed to pass following order.

### **ORDER**

- a. Application is allowed.
- b. Police Inspector of Pandharpur Taluka Police Station is directed to provide police aid in form of 1 gents police constable and 1 lady constable to the plaintiff for cultivating and sowing work in the suit property for a period of 06.05.2022, 08.05.2022 and 10.05.2022 .
- c. Plaintiff to deposit police bhatta in Taluka Police Station Pandharpur as per rules
- d. Issue letter to the Pandharpur Taluka Police Station accordingly.

**(A. P. Karad)**

Date:- 02.05.2022

Jt. Civil Judge, J.D. Pandharpur.

## CERTIFICATE

I affirm that the contents of this PDF file Judgment/ Order is same word to word as per the original Judgment.

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|---|----------------------------|---|--|
| a | Name of the Stenographer   | : | R.M.Gogi.                              |
| b | Court                      | : | Jt. C.J.J.D.& J.M.F.C.,<br>Pandharpur. |
| c | Judgment signed by P.O. On | : | 02.05.2022                             |
| d | Judgment uploaded on       | : | 02.05.2022.                            |