



Vaibhav Ramesh Deshmukh Vs. Vishwanath Narayan Deshmukh

ORDER PASSED BELOW EXH. 18

Perused the application. Defendants failed their said overleaf the application and prayed that application be rejected.

2. Heard Ld. Advocate for plaintiff. He argued that, till decision of temporary injunction application vide Exh.5 status-quo in present suit be granted.

3. The present suit is filed for perpetual injunction. It is pleaded in the plaint that defendants have sold suit property to plaintiff by way of registered sale deed bearing no. 1118/2019. It is further pleaded that plaintiff is in exclusive possession of the suit property since the execution of the sale deed. Now since 26.03.2025 defendants are trying to disturb plaintiffs peaceful possession over the suit property. Before granting status-quo it is necessary to see what is exact status of the suit property. There is nothing on record to define the exact status of the suit property today.

4. The status-quo order is to be granted in rarest of rare cases and not at the whims of the Court. Defendant Nos. 1 and 2 are ready to argue upon

Exh.5 on next date. Under such circumstances it will be proper to hear argument upon Exh.5 at the earliest as possible. Ld. Advocate for plaintiff as well as defendant showed their willingness to argue upon Exh.5 on next date. Considering facts and circumstances and the fact that exact status of suit property as of now can not be defined, I pass following order.

ORDER

1. Application Exh.18 is hereby rejected.
2. Both the parties are directed to advance their argument on Exh.5 on next date without fail.

Date: 09/07/2026.

(R.D.Shinde)
Civil Judge Junior Division,
(Court No. 4) Malshiras.