

ORDER BELOW EXHIBIT- 5 IN R.C.S.No.360 of 2017

Present application has been filed by the plaintiff to restrain the defendants temporarily from causing obstruction in fetching water from the Well situated in land Gat No.141/1. Heard Mr.M.P.Dhas, learned advocate, for the plaintiff. He has pressed for grant of ex-parte ad-interim injunction.

2. It reveals from the perusal of paragraph-4 of the plaint that an incident took place on 22.03.2017. Plaintiff has inform the police about the same by forwarding a complaint through registered post. Defendants came to know about the lodging of complaint and they have threaten the plaintiff of dire consequences on 18.04.2017. It prima facie appears that both the incidents are identical. First incident took place on 22.03.2017. I find that there is no emergency for grant of ex-parte ad-interim injunction. It would be better to hear defendant Nos.1 & 2 before passing any adverse order against them. They are residing within the jurisdiction of this court. As such notice can be served upon them within a day or two. Hence, issue show cause notice to the defendants returnable on 25.04.2017.

Date: 21.04.2017

(S.K. Khan)
Jt. Civil Judge (J.D.),
Barshi

CERTIFICATE

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

Name of Stenographer :
Court Name : S.K.Khan,
Jt.C.J.J.D.& J.M.F.C. Barshi
Date : 21.04.2017
Order signed by the
presiding officer on : 21.04.2017
Order uploaded on : 24.04.2017