

CNR No. MHST-0500-0760-2024

IN THE COURT OF CIVIL JUDGE SENIOR DIVISION, KARAD

ORDER BELOW EXH.5

IN

CIVIL M.A.80/2024

1.Smt. Aandibai Dattu Shinde & Ors.	...Applicants.
<i>Versus</i>	
1. Smt. Subhadra Sahdev Marathe & Anr.	...Respondents.

Advocate Mr. C. J. Gaikwad for the applicants.

Coram : S. B. Todkar,
C.J.S.D. Karad.
Date : 04/07/2024

ORAL ORDER :

Perused the application at Exh.5, affidavit of applicant No.1 at Exh.6 and documents annexed with list Exh.3. Heard Ld. Advocate for the applicants. It appears from original application that applicants have filed original application against the respondents for declaration of heirs on the grounds specifically mentioned in the application. Considering the above facts of the original application, nature of original proceeding, relief sought by the applicants in their Exh.5 application, principles/provisions laid down in Order 39 Rule 1 and 2 and Section 151 of the Code of Civil Procedure, 1908 and the principle laid down in Para 97 of Civil Manual, it is the duty of presiding officer of the Court to take every care to protect the interest of absentee

defendants/party and to ensure them the earliest opportunity of being heard, hence, I proceed to pass following order.

: ORDER :

1. Issue show cause notice to the respondents calling their say why ad-interim injunction should not be granted against them as prayed in the above said application r/o. 14/08/2024.
2. Short services allowed, if required.

Date : 04/07/2024.

[S. B. Todkar]
Civil Judge S.D. Karad.