

IN THE COURT OF CIVIL JUDGE SENIOR DIVISION, KARAD
ORDER BELOW EXH.5
IN
R.C.S. NO.15 OF 2025

Vitthal Santaram Patil (died through LR's) 1. Shri. Jitendra Vitthal Patil & Ors.	...Plaintiffs.
<i>Versus</i>	
1. Shri. Rahul Amrutarao Pawar & Ors.	...Defendants.

Advocate Shri. A. V. Karanjkar for the plaintiffs.

Coram : S. B. Todkar,
C.J.S.D. Karad.
Date : 09/01/2025

ORAL ORDER :

Perused the application at Exh.5, affidavit of plaintiff No.1 at Exh.6 and documents i.e. 7/12 extracts, mutation extracts, deed No.2952 of 2023, deed No.2723 of 2024, order of Hon'ble High Court, applications of plaintiffs dt.25/07/2018, 05/07/2023, 08/11/2023, Notice dt.09/09/2024, 12/09/2024, receipt of notice, public notice, Section 80 notice, its receipts etc. as specifically mentioned in document list Exh.3 in respect of the suit properties. Heard Ld. Advocate for the plaintiffs. It appears from plaint that plaintiffs have filed present suit against the defendants including some of the Government officers for declaration and perpetual injunction on the grounds specifically mentioned in the plaint. The Ld. Advocate for the plaintiffs filed pursis dt.07/01/2025 below Exh.9 stating that, they are not claiming any relief against defendant Nos.11, 15 and 16, they are made as formal parties. Considering the above said facts 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 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 defendant No.1 calling his say why ad-interim injunction should not be granted against him as prayed in the above said application R/o.23/01/2025.
2. Short services allowed, if required on depositing necessary bhatta.

Date : 09/01/2025.

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