

**ORDER BELOW EX. 5**

1. Perused the application supported by affidavit. Heard learned advocate for the plaintiff Shri G.V.Biyani. Learned advocate for the plaintiff submitted that possession of the suit property was handed over to plaintiffs in execution of decree passed in RCA No. 94/1998 on 22.04.2022. Since, 22.04.2022 plaintiffs were in possession of the suit property. Defendant no. 1 and 2 on 26.06.2022 went to the suit property and threatened plaintiffs not to cultivate the suit property. So, learned advocate for plaintiffs submitted that plaintiffs are in possession of the suit property and there is apprehension of obstruction at the hands of defendants. So, he prayed for ad-interim injunction till decision of temporary injunction application on merits.

2. Upon such hearing and consideration, it appears prima facie that the suit property is in possession of plaintiffs. On perusal of documents filed on record it appears that, defendants are causing obstruction in the suit property. Therefore, in order to protect possession of plaintiffs it is necessary to prevent defendant no. 01 and 02 from causing obstruction in the suit property, to avoid irreparable loss to plaintiffs. Hence, I proceed to pass following

order:-

**ORDER**

1. Defendant no. 01 and 02, their agents, servants or anybody claiming on their behalf are restrained from making obstruction in possession of plaintiffs in the suit property till filling say on temporary injunction application.
2. Plaintiffs to comply provision of Order XXXIX Rule 3 of the Code of Civil Procedure, 1908

Place:- Washim.

Date:- 29.06.2022

[ Smt B.A.Talekar ]  
2<sup>nd</sup> Jt.C.J.J.D, Washim.

**Certificate**

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

Court Name	:-	Smt. B.A.Talekar, 2 <sup>nd</sup> Jt.C.J.J.D & J.M.F.C,Washim
Date	:-	29.06.2022
Order signed by the presiding officer on	:-	29.06.2022
Order uploaded on	:-	29.06.2022
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