

R.C.S. No. 42/2020
Bhimrao Vs. State & ors.

ORDER BELOW EXH.01.

. The suit is for declaration and injunction. The defendant no.1, the State of Maharashtra through District Collector, Yavatmal is served with suit summons and notice for temporary injunction application (Exh.5) vide Exh.11 and 12. But, he failed to appear and therefore, the suit shall proceed ex-parte against the defendant no.1.

2. The heirs of defendant no.2 namely Keshav Gede have not served with suit summons after addition of party and therefore, the suit summons are required to be issued against the defendant no.2A to 2C.

3. The heirs of defendant no.3 namely Vilas Gede are appeared vide Vakalatnama at Exh.38 and Exh.41 through Ld. Advocate Shri H. D. Papalkar and they have continued the same Vakalatnama filed on behalf of defendant no.3 by Ld. Advocate Shri Papalkar by filing pursis at Exh.44. The defendant no.3A to 3E have not filed their written statement despite of appearance vide Exhs.38, 41 and 44 and therefore, the suit shall proceed without their written statement.

4. The defendant no.4 Subhash Gede is served with suit summons and notice for temporary injunction application (Exh.5) vide Exh.17 and 18. But, he failed to appear and therefore, the suit shall proceed ex-parte against the defendant no.4.

5. The defendant no.5 namely Branch Manager, H.D.F.C. Bank, Branch at Yavatmal is appeared through Ld. Advocate Shri M. D. Rajgure

vide Vakalatnama at Exh.8, but he failed to file the written statement and hence, the suit shall proceed without his written statement.

Hence, this order.

Ld. Advocate for plaintiff to take steps against the defendant nos. 2A to 2C.

Date : 22/03/2024.
Darwha, Dist. Yavatmal.

(Devendra B. Patange)
2nd Jt. Civil Judge (Sr. Div.) Darwha.

CERTIFICATE

I affirm that the contents of this PDF file Judgment/order are same word for word as per original Judgment/order.

Name of Stenographer	Smt. M. S. Deshkar (Grade-II)
Court Name	Shri. Devendra B. Patange, 2 nd Jt. Civil Judge Sr.Dn., Darwha, Dist. Yavatmal.
Date of Judgment/order	22-03-2024
Judgment/order signed by Presiding Officer on	22-03-2024
Judgment/order uploaded on	22-03-2024