

**ORDER BELOW EXHIBIT 7**

(Passed on 02/08/2025)

The plaintiff has filed the present suit for declaration and perpetual injunction, alleging unlawful interference by the defendant with respect to the suit property. An application under Order XXXIX Rules 1 and 2 CPC for temporary injunction was also filed. However, service of notice to the defendant could not be effected due to non-allotment of bailiff circle, and hence, his appearance could not be secured.

2) Heard the learned Advocate Shri G.B. Patil for the plaintiff.

3) The plaintiff now seeks a status quo order, alleging that the defendant broke the lock of the suit property, occupied it with cattle sheds and implements, and put his own lock to it. A complaint was lodged with the Police Station, Arni. Following police intervention, the defendant vacated the premises and handed over possession to the plaintiff. Thereafter, the defendant again attempted to occupy the suit property and threatened the plaintiff and her father-in-law with violence. A fresh complaint was lodged on 16/06/2025, but the police advised that the matter was civil in nature and directed the plaintiff to seek relief from the civil court.

4) Perused the record and considered the submissions.

5) The plaintiff has filed on record the Village Form 8A extract showing Pankaj Atmaram Jadhav as the owner, a heirship certificate reflecting the plaintiffs as legal heirs, and an application to the Grampanchayat for correction of the property entry. Police complaints against the defendant's interference have also been submitted. The police,

however, declined action, citing the civil nature of the dispute and advised approaching the Court.

6) The documents on record prima facie support the plaintiff's claim of possession and legal entitlement. The allegations of interference and threats are substantiated by the police complaints. The situation indicates urgency and the need for judicial protection. There is a real and immediate threat of interference by the defendant, which may result in irreparable harm and affect the outcome of the suit if status quo is not maintained.

7) The relief is temporary and seeks only to preserve the existing condition. No prejudice will be caused to the defendant, who retains the right to contest upon appearance. The principles of natural justice remain safeguarded. Hence, the application for status quo deserves to be allowed. Hence, the following order is passed:

### **ORDER**

1. The application (Exhibit 7) for status quo is hereby allowed.
2. Both parties are directed to maintain status quo in respect of the suit property till the next date or until further extended by this Court.
3. The plaintiff is directed to comply with the provisions of Order XXXIX Rule 3 of the Code of Civil Procedure, 1908.

Sd/-

Arni  
Date: 02/08/2025

**(Smt. Roshni Deepak Chaube)**  
Jt.Civil Judge Junior Division,  
Arni