

**Regular Civil Suit No.34/2024
Mahadev / Nagar Parishad + 1**

ORDER PASSED EXH.NO.30

(Passed on 25th day of March, 2026)

1. By moving this application the plaintiffs are claiming for status-quo order till the decision of temporary injunction application filed at Exh. 28.

2. It is the contention of the plaintiffs that the defendant no. 1 i.e. Municipal Council, Ghatanji has issued demolition notice dated 23.03.2026 to the plaintiffs. It is their further contention that the defendant no. 1 has also informed them that the demolition proceeding will be initiated within 7 days from the date of notice. Therefore, the plaintiff has filed the application under Order XXXIX Rule 1 and 2 for grant of temporary injunction. The plaintiffs also prayed for grant of status-quo till the order of temporary injunction application.

3. Read the application. Heard the learned advocate for plaintiffs. Perused the record.

4. On the perusal of record, it is seen that the plaintiffs have filed this suit for permanent injunction from dispossessing them over the suit property. The defendants also appeared in the suit and also filed their written statement. The defendant no. 2 also filed his counter claim and claiming the ownership of suit property. The suit is fixed for the evidence of plaintiffs.

5. The plaintiffs have also filed the copy of notice issued by Municipal Council, Ghatanji on 23.03.2026. On the perusal of notice, it is seen that the Municipal Council, Ghatanji has

informed to the plaintiffs to submit the certain documents. It is further informed that if the plaintiffs fails to submit those documents then they will initiate demolition proceeding over the construction of suit property within 7 days from the date of notice.

6. The plaintiffs filed this suit for permanent injunction against the defendants for restraining them from demolition the construction over the suit property and dispossession to them from the suit property. If the defendant no. 1 demolishes the construction over the suit property, then the purpose of suit would be frustrated and they will faces for irreparable loss. It will also be unjustifiable to demolish the construction over the suit property without following due procedure of law. Considering, the urgency of matter and in the interest of justice, I pass following order:

ORDER

1. Application at Exh. 30 is allowed.
2. The defendant no. 1 is directed to maintain status-quo over the suit property till the next date i.e. 09.04.2026.
3. The plaintiffs are directed to comply with the provision of order XXXIX Rule 3 of Code of Civil Procedure.

Ghatanji.
Date : 25.03.2026

(P. R. Patil)
Civil Judge Junior Division,
Ghatanji, Dist. Yavatmal.