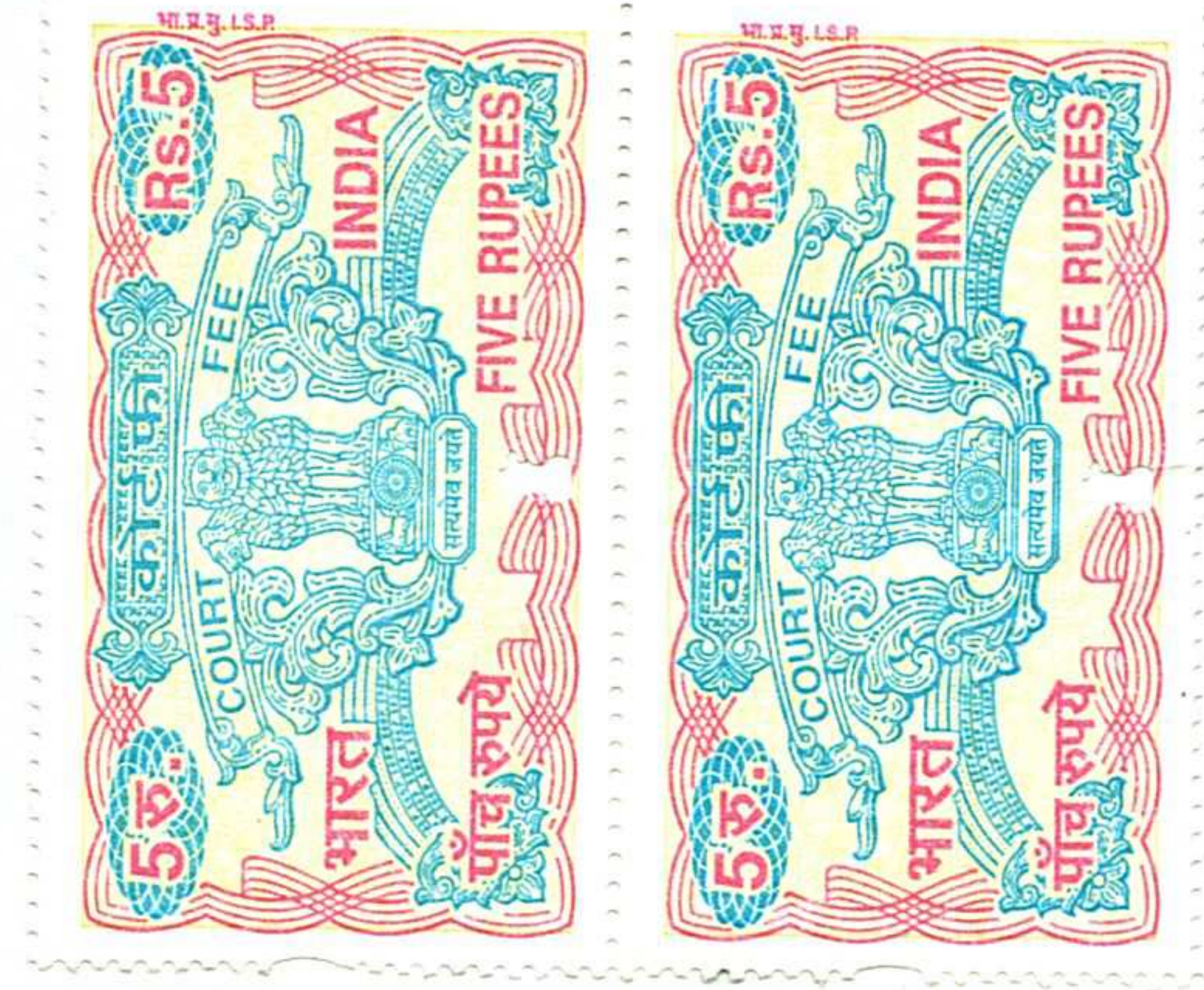




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DIST. NADIA.

**IN THE COURT OF THE LD. ADDITIONAL DISTRICT AND SESSION
JUDGE, AT NABADWIP**

MISC APPEAL No. 1 /2026

Appellants / Defendants :-

- 1) Hiranmoy Mandal, aged about- 49 years
S/o. Gadadhar Mandal,
- 2) Gadadhar Mandal, age about- 79 years,
S/o. Late Kiriti Mohan Mandal,
- 3) Basanti Mandal, age about 70 years,
W/o. Gadadhar Mandal,
All of Nandipara Lane,
Opposite of Bandhan Bank,
P.O. & P.S. Nabadwip, Dist. Nadia,
Vs.

Respondents / Plaintiffs :-

- 1) Pinki Dhar Mondal, age - 65 years,
S/o. Late Kiriti Mohan Mandal,
- 2) Doli Basak Mondal, age- 50 years,
W/o. Pinki Dhar Mondal,
Both of Nandipara Lane,
P.O. & P.S. Nabadwip, Dist. Nadia
At present – Nabadwip Yogi Prashikhan
Kendra, Radhabazar, Ranakalitala,
P.O. & P.S. Nabadwip, Dist. Nadia

**Miscellaneous Appeal
Appeal Valued at Rs. 100/-**

Most respectfully sheweth ::

- 1) That the respondent as plaintiff filed Title Suit No. 148/2025 before the Ld. Civil Judge (Jr. Divn), at Nabadwip, Nadia for mandatory and permanent injunction in respect of 8.50 Sataks of land in suit plot no. sabek 5608/11869 and L.R. 8938 within Mouza 20No. Nabadwip being Khatian No. L.R. 2198/1 along with an application for ad-interim temporary injunction against the defendants Appellants.
- 2) That respondent/plaintiff obtained ad-interim order vide no. 2, dt. 28/07/2025. After getting notice of injunction the defendants appeared.

Being aggrieved by and dissatisfied with the order no. 02 passed by the Ld. Civil Judge (Jr. Divn), Nabadwip, Nadia, in Title Suit No. 148/2025 on 28/07/2025 your appellant begs to prefer this appeal and pray that Your Honour would be pleased to admit this appeal, notify the opposite parties, call for the case record and after hearing set aside the order No. 02 passed by the Ld. Civil Judge (Jr. Divn) Nabadwip, Nadia, in T.S. No. 148 of 2025 on 28/07/2025 amongst other grounds.

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GROUND

- 1) For that the order No. 02, dt. 28/07/2025 passed by the Ld. Court below is entirely bad in law.
- 2) For that the order No. 02, dt. 28/07/2025 passed by the Ld. Court below Suffers from illegality and irregularity.
- 3) For that the Ld. Court below while allowing the present injunction application did not apply his Judicial mind.
- 4) For that the Ld. Court below did not consider the defendant no. 01 and 02namely Hiranmoy Mondal and Gadhadhar Mondal are the Co. Sharer in the suit plot amongst them the appellant/ defendant are the Co-Sharers.
- 5) For that the Ld. Court below did not scrutinized the documents filed by the respondent / plaintiff.
- 6) For that the order no. 02, dt. 28/07/2025 is based on surmises and conjectures.
- 7) For that the Ld. Court below did not consider that the respondent/ plaintiff did not support the plaint case and schedule and there is no cause of action to file the present suit.
- 8) For that the Ld. Court below was hopelessly failed to judge the prima facie case. Balance of Conveniences and inconveniences and chance of injury to the Appellants / defendants.

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- 9) For that the Ld. Court below did not consider that, the respondent / plaintiff did not come with clean hand, has suppressed facts before the Ld. Court.
- 10) For that Ld. Court below ought to have rejected the injunction petition filed by the plaintiff/ respondent.
- 11) For that there are other grounds both in law and in facts which your appellant/ defendants crave leave to agitate the same at the time of hearing of this appeal.

CERTIFICATE

I have gone through the Judgment and all the relevant papers and found there are good grounds for Appeal and I undertake to support my case at the time of hearing of Appeal before Your Honour.

Saseta. Bhusan Pal
Adv.