

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**APPEAL FROM ORDER NO. 629 OF 2023
WITH
INTERIM APPLICATION NO. 14159 OF 2023**

Sulochana Baban Hargude ...Appellant
Versus
Baban Keru Hargude and ors. ...Respondents

Mr. S. M. Gorwadkar, Senior Advocate, i/b Niranjan Mogre, for
the Appellant.

**CORAM: N. J. JAMADAR, J.
DATED : 9th AUGUST, 2023**

PC:-

1. Heard the learned Counsel for the appellant.
2. This appeal is directed against an order dated 1st July, 2023 passed by the learned Civil Judge, Senior Division, Pune, on an application for interim injunction below Exhibit-5 in Special Civil Case No.1647 of 2021, whereby the application for temporary injunction to restrain defendant Nos.4 to 6 not to alienate or otherwise create third party interest in the suit property came to be rejected.
3. An arguable question as to whether the appellant – plaintiff was entitled to a share at the time of alleged partition of

the properties amongst her husband and son arises for consideration.

4. Hence, issue notice to the respondent, returnable on 30th August, 2023.

5. In addition to notice through Court, the appellant is at liberty to serve the respondents by private service and file affidavit of service.

6. Hamdast permitted.

[N. J. JAMADAR, J.]