

3. 28.11.2018 Heard Shri A.P. Bose, learned counsel for the appellants.

The appeal is admitted on the substantial questions of law as indicated herein below:

“(ii) Whether the learned Lower Appellate Court was correct in decreeing the plaintiff’s suit for injunction simplicitor without any prayer for declaration of right, title and interest and recovery of possession.

(iii) Whether the learned Lower Appellate Court was correct in allowing the RFA No.9 of 2016 by shifting the burden of proving title on the defendants when it was to be done by the plaintiff.”

Since the sole respondent has already been appeared through a set of counsel, an extra copy of the brief alongwith all enclosures is served on the learned counsel for the respondent in Court today.

.....
(Biswanath Rath, J.)

4. 28.11.2018 **I.A. No.770 of 2018**

Heard Shri A.P. Bose, learned counsel for the appellants.

As an interim measure, it is directed that status quo as on today in respect of the disputed property in question shall be maintained by the parties till the next date.

Issue urgent certified copy on proper application.

.....
(Biswanath Rath, J.)

