

Sneha Shankar Katariya & Ors.
Vs
Subhash Tipanna Nelge & Ors.

ORDER BELOW EXH. 31

This is an application filed by plaintiffs for extension of order below Exh. 5 dated 22.03.2022. Read application and say filed. Perused record and heard both sides.

2. According to plaintiffs, as per order below Exh. 5 interim order has been passed in their favour. There is apprehension that defendants may create third party interest in suit property. It will take some time to decide application of temporary injunction on merit. In such situation, it is necessary to extend interim order till next date. Hence, requested to allow the application.

3. On the other hand, defendants have filed say and objected to the application. It is their contention that ex-parte ad-interim order is affecting to their rights. They are ready for argument on application of temporary injunction. There is no need to extend interim order. Hence, urged to reject the application.

4. It is a matter of record that suit is filed for declaration, cancellation of instrument and permanent injunction. As per order below Exh. 5 dated 22.03.2022 ad-interim injunction has been granted against defendant no. 32 to 68. Said order has been extended time to time. As

on today, said order is in operation. Defendant no. 32 to 68 have filed say. Now, matter is for argument on application of temporary injunction. It will take some time to decide application Exh. 5 on merit. In the meantime, it is necessary to maintain present situation and condition of suit property. Therefore, it will be just and proper to extend interim order as prayed. Hence, following order.

ORDER

1. Application Exh. 31 is allowed.
2. Order below Exh. 5 dated 22.03.2022 is extended till next date.
3. Cost in cause.

Date- 16.08.2022

(V. M. Mankhair)
8th Jt. Civil Judge S.D., Pune.