

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

APPEAL FROM ORDER NO. 97 OF 2014
AND
CIVIL APPLCIATION NO. 10271 OF 2014

Vivek Devikantrao Deshmukh .. Appellant/
Applicant

Vs.

Sandeep Balasaheb Walke and ors. .. Respondents

Mr. Milind M. Patil (Beedkar), Advocate for the
appellant/applicant
Mr. P.H. Sukale, Advocate i/b. Mr. M.P. Kale, Advocate for
the respondent no.3
Mr. V.J. Dixit, Sr. Advocate with Mr. S.G. Jadhavar, Advocate
for respondent no.2

CORAM : M.T. JOSHI, J.
DATE : 17/03/2015

ORAL ORDER :

1. Upon hearing both sides, it is found that as the injunction is running since long i.e. since 6/9/2014, the learned Civil Judge Senior Division, Parbhani is directed to take efforts for decision in Special Civil Suit no. 22 of 2014 itself within a period of six (6) months.

2. In case the suit could not be decided within a period of six months, the present appellant would be at liberty to file application under Rule 4 of Order 39 of

the Code of Civil Procedure for modification of the order, as the properties in the Corporation limit are involved and there is no development over the same.

3. With these directions, the appeal is disposed of without any order as to costs.

4. Consequently, civil application no. 10271 of 2014 seeking injunction and stay to the impugned order does not survive and stands disposed of.

5. Parties to appear on the already fixed date in the trial Court.

6. Parties to act on authenticated copy of the order.

[M.T. JOSHI]
JUDGE

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