

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.4850 OF 2017

(SATISH MADHUKAR BHOR...VS..DADARAO MADHUKAR BHOR & OTH.)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

None for Petitioner.
Shri Manoj Sable for Respondent Nos.1 to 3.

CORAM : S.C.GUPTE, J.

DATED : SEPTEMBER 12, 2017.

None for the petitioner. Heard learned counsel for
the respondents.

The petition challenges an order passed on
application of temporary injunction under Order 39 Rules 1
and 2 read with Section 151 of the Code of Civil Procedure.
By the impugned order, the petitioner (original defendant) is
restrained from using the suit road as mentioned in the order.
The order of temporary injunction passed on application
under Order 39 Rules 1 and 2 is appealable.

There being adequate alternative remedy, the
petition may not be entertained and is accordingly **rejected**.

JUDGE