

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

**WRIT PETITION No.14280 OF 2017**

Valmon Real Estate Pvt. Ltd.  
Through Director  
Shri Gaurav Shantaram Kudalkar

... Petitioner

Vs.

M/s.Supreme Constructions  
through Proprietor  
Shri Mahesh Manohar Andhari

... Respondent

Mr.Girish Godbole with Swapnil Ambure for the Petitioner

Mr.Madhav Jamdar for the Respondent

**CORAM: Mrs.MRIDULA BHATKAR, J.  
DATED: JULY 27, 2018**

**P.C. :**

1. The order dated 8.9.2017 passed by the learned Principal District Judge, Sindhudurg, Oros in Miscellaneous Application No.30 of 2016 which was filed u/s 24 of the Civil Procedure Code, is under challenge. The respondent herein has filed two suits i.e., Suit No.141 of 2011 for simpliciter injunction and thereafter Special Civil Suit No.41 of 2013 for damages before the learned Civil Judge, Senior Division, Oros. The said application was contested

by the present petitioner. However, the learned Principal District Judge has after considering the objections passed a well reasoned order and transferred Regular Civil Suit No.141 of 2011 from Kudal to Oros.

2. On perusal of the order, I am of the view that the order is legal and there is no irregularity or illegality to set aside the order. The learned Counsel for the petitioner submits that all his contentions including under Order 2 Rule 2 are to be kept open.

3. No interference with the impugned order is called for. Petition is dismissed. All contentions are kept open.

**(MRIDULA BHATKAR, J.)**