

IN THE HIGH COURT OF BOMBAY AT GOA

AO No.6 of 2020

SOCIEDADE AGRICOLA
DOS GAUNCARES DE
CUNCOLIM E VERODA,
THR. ITS PRESIDENT,
SHABA RAMA DESSAI.,

.... APPELLANT

VS

CUNCOLIM MUNICIPAL
COUNCIL, THR. ITS CHIEF

..... RESPONDENT

Mr. Jayant Karn, Advocate for the Appellant.

Mr. S. D. Padiyar, Advocate, for the Respondent.

CORAM: DAMA SESHADRI NAIDU, J.

Date: 16th March, 2021

ORDER:

The applicant is the plaintiff in Special Civil Suit No.4/2019/III before the Court of IIIrd Additional Ad-hoc Civil Judge, Senior Division, at Margao. In that suit, the appellant applied for temporary injunction. That was rejected. Aggrieved, it has filed this Appeal From order.

2. In response to the submissions advanced by the appellant's counsel, the respondents' counsel has pointed out that the disputed property has well developed structures. Now, it is too late in the day for the appellant to seek an injunction restraining the defendants from interfering with the suit property, for such injunction will ruin the whole suit property.

3. Under these circumstances, I dispose of this Appeal From Order holding that whatever the developments that have taken place in the

disputed property including the structures shall be subject to the outcome of the suit.

DAMA SESHADRI NAIDU, J.

AP/-

MARIA
AURA
PEREIRA

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