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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 1649 OF 2018
IN
SECOND APPEAL NO. 736 OF 2018

Jijaba Daulata Kanse (Deceased through Lrs) ... Applicants
1A. Shantabai Jijaba Kanse and Ors

vs.

Sopan Patalu Kanse and Others ... Respondents

Mr. S.S. Patwardhan a/w. Mr. Chetan Patil for Applicants.
Mr. Yajuvendra S. Singh for Respondent Nos. 1, 2A to 2H, 3 and 4.

CORAM : GAURI GODSE, J.
DATED : 13th DECEMBER 2024

ORDER:

1. This application is for an order of injunction restraining respondents from obstructing the appellant's possession over the suit property and restraining them from creating any third party interest in respect of the suit property.
2. The second appeal arises out of suit for partition and separate possession. Hence, there cannot be any order of restraining respondents from obstructing possession of the applicants.

3. Second appeal is already admitted. Hence, during the pendency of the second appeal, parties shall not create any third party interest in respect of the suit property.
4. Civil application is disposed of .

(GAURI GODSE, J.)