

Brahma Narayan Singh Vs. Man Singh

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Court : Madhya Pradesh

Decided On : Apr-04-2013

Appellant : Brahma Narayan Singh

Respondent : Man Singh

Advocate for Def. : Shri. Kaurav

Advocate for Pet/Ap. : Shri. R.Tiwari

Judgement :

W.P.No.5735/2013 4.4.2013 Shri Kishore Shrivastava, learned Senior Advocate with Shri R.Tiwari, counsel for the petitioners. Shri P.K.Kaurav, Additional Advocate General, for the respondents No.14, 15 and 16.

It is submitted by Shri Kaurav that as name of the Advocate General is not appearing in cause list, so the brief of the case is not available with him.

He prays for time to seek instructions in the matter from respondents No.14,15 and 16.

Prayer allowed.

Petitioner is directed to serve one more copy of the petition to Shri Kaurav, during couRs.of the day, against acknowledgment.

During couRs.of the hearing, it is stated by Shri Shrivastava that an ex-parte injunction order was passed by respondent No.16 on 23.2.2013.

The petitioners were not served before passing ex-parte temporary injunction order.

When the petitioners went to the office of respondent No.16 to inspect the file, it was intimated to them that the file is under the lock and key of respondent No.16 and they were not permitted to inspect the file.

It is stated by the learned counsel that because of it, the reply could not be filed.

After considering the aforesaid contention of Shri Shrivastava, we direct Shri Kaurav to seek instructions from respondent No.16 in this regard and also to apprise this court about the factual position in the case.

Be listed for hearing on 8.4.2013, to consider the prayer of petitioners for admission and also for issuance of ad-interim.

A typed copy of this order be supply to Shri Kaurav, learned counsel for the respondents No.14,15 and 16 for necessary action and compliance.

(Krishn Kumar Lahoti) (B.D.Rathi) Judge Judge ir.

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