

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD
CIVIL APPLICATION NO.2181 OF 2015
IN FIRST APPEAL NO.431 OF 2015

SHAHU RANGNATH PATOLE
VERSUS
GOPINATH RANGNATH PATOLE AND OTHERS

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Mr.V.D.Sapkal, advocate for applicants

Mr.A.M.Gholap, advocate for respondent nos.8 and 9

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CORAM : M.T. JOSHI, J.
DATE : FEBRUARY 24, 2015

PER COURT :

Heard.

2] Affidavit-in-reply filed on behalf of respondent nos.8 and 9 is accepted.

3] Considering the fact that respondent nos.8 and 9 have already developed the plots and even as per the statement of Mr.Gholap, learned counsel for respondent nos.8 and 9, construction is made of various flats and considering the fact that in the suit, the appellant has paid court fees on the

market price of the suit plots as Rs.23,05,000/- and pendency of the present appeal may take care regarding the transfer, if any, as per the Section 52 of the Transfer of Property Act, present application is disposed of with a direction to respondent nos.8 and 9 that they shall furnish a bank guarantee for Rs.Twenty Four Lakhs continued till disposal of the appeal, within a period of four weeks.

[M.T. JOSHI, J.]

kbp

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2] **Admit.** Mr.Gholap, learned counsel waives
notice for respondent nos.8 and 9.

3] Liberty to move for early hearing.

[M.T. JOSHI, J.]

kbp