

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***CIVIL APPELLATE JURISDICTION*****CIVIL APPLICATION NO. 809 OF 2013****IN****SECOND APPEAL NO. 284 OF 2013****Shankar Vithu Pawar-Patil,****Since deceased through his legal heirs & Ors.****..... Applicants****VERSUS****Smt.Hirabai Shamrao Pawar-Patil & Ors.****..... Respondents**

Mr.Ashok Misal for the Applicants.

None for the Respondents.

CORAM : R.D. DHANUKA, J.**DATE : 30th SEPTEMBER, 2016****P.C.**

The applicants are the original defendants who have been directed to hand over the possession of the suit property to the original plaintiffs. The appeal filed by the applicants is dismissed. The applicants claims to be in possession of the suit property.

2. By a separate order passed by this court, second appeal is already admitted on 8th July,2015 on the substantial questions of law formulated by this court. Till disposal of the second appeal, the execution of the impugned decree dated 24th August, 2007 passed by the learned trial judge is stayed. Civil application is disposed of in the aforesaid terms. No order as to costs.

[R.D. DHANUKA, J.]