

**IN THE HIGH COURT OF BOMBAY AT GOA**

MISC.CIVIL APPLICATION NO. 145 OF 2017

IN

FIRST APPEAL NO. 94 OF 2013

SHRI. DIGAMBAR VOIKANT PALONDIKAR  
@ DIGAMBAR VOIKANT PANANDIKAR AND  
3 ORS.,

... Applicants

Versus

PRABHAV REALTORS, REP. BY ITS  
MANAGING PARTNER, SHRI. PANDURANG  
ANANT NAIK.,

... Respondent

Mr. R. G. Ramani, Advocate for the Applicants.

Coram:- F. M. REIS, J.

Date:- 4th May, 2017

P.C.

Heard Mr. R. G. Ramani, learned Counsel appearing for the Applicants. The Respondents though served, failed to remain present.

2. This is an application to clarify the Order passed by this Court dated 10.03.2014 whilst granting the stay of the execution of the Decree passed by the learned Trial Judge.

3. Mr. Ramani, learned Counsel appearing for the Applicants, submits that as on 01.02.2017, the Respondents have deposited only a sum of Rs.47,00,000/- which is much less than the

decretal amount.

4. The facts in the application stand uncontroverted. As the condition specified whilst granting the stay of the operation of Decree has not been complied with by the Respondents-Appellants, the consequences would naturally follow as such stay will no longer operate.

5. Application stands disposed of.

F. M. REIS, J.

arp/\*