

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 844 OF 2006
IN
SECOND APPEAL NO. 945 OF 2004**

Rangubai Kshshaba Yadav,
deceased through legal heirs,
Kiran Khashaba Yadav

...Applicant

vs.

Vasant Shrirang Yadav & Ors.

...Respondents

Mr.Umesh Mankapure for Applicant.

Mr.Pratap Patil for Respondent Nos.1 to 3.

CORAM : S.C. GUPTE, J.

24 MARCH 2017

P.C.:

The civil application seeks stay of execution of a decree on partition, which is challenged in the present second appeal. The second appeal is admitted in 2005. There is no stay, as yet. The Respondent decree-holders are likely to file execution proceedings soon. In the premises, it is ordered that pending the hearing and final disposal of the second appeal, though the execution proceedings may continue, possession shall not be delivered thereunder to any party.

2 The civil application is disposed of accordingly.

(S.C. GUPTE, J.)