

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

**CIVIL APPLICATION NO. 1160 OF 2015
IN
SECOND APPEAL NO. 534 OF 2015**

Shri Navanatgh Deu Dongare & Ors. ...Applicants/Appellants
vs.

Shri Mahadev Ramchandra Bawale,
since deceased through legal heirs
1A. Shri Netaji Mahadev Bawale & Ors. ...Respondents

Mr.M.A. Choudhari for Applicant.
Mr.Suhas Deokar I/b. C.g. Gavnekar for Respondent.

**CORAM : S.C. GUPTE, J.
15 FEBRUARY 2017**

P.C.:

This civil application seeks stay of the impugned judgment and order. The second appeal has already been admitted by order dated 20 October 2015. Rule was granted on that date in the civil application, which seeks stay of the impugned judgment and decree. The stay has been operating since then.

2 Learned Counsel for the parties request the court to expeditiously hear the appeal itself since it involves a short question concerning condonation of delay.

3 Accordingly, the civil application is disposed of by continuing the ad-interim stay granted by this court on 20 October 2015. The hearing of the second appeal is expedited. A private paper-book has already been filed and served on the Respondents. Parties will be at liberty to mention

the second appeal in the last week of March 2017 to have a suitable date fixed for hearing of the second appeal.

(S.C. GUPTE, J.)