

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

**CIVIL APPLICATION NO. 577 OF 2016
IN
SECOND APPEAL NO. 688 OF 2015**

Shri Chandrakant Bapu Fand & Anr. Applicants

Versus

Shri Vijaykumar Satyanarayan Agarwal & Ors. Respondents

V.P.Sawant I/by. P.M.Jadhav for Applicants.

Pratap Patil for Respondent No.1.

Veerdhaval Kakade I/by. Raju Yamgar for Respondent No.2.

CORAM : S.C.GUPTE, J.

DATE : 5 JANUARY 2017.

P.C.

. The Civil Application is for stay of the order dated 16 December 2014 passed by the First Appellate Court in Civil Appeal No. 313 of 2006.

2. By this order, a decree passed in a declaration suit in favour of the Applicants herein was set-aside. Technically, therefore, there is nothing to stay in so far as the order of the First Appellate Court is concerned.

3. In any event, learned Counsel for the Respondents makes a statement on behalf of his clients that status-quo will be maintained in respect to the property forming the subject matter of the present Second Appeal pending the Appeal.

4. The Civil Application is disposed of accordingly.

(S.C.Gupte, J.)