

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 4161 OF 2014
WITH
CIVIL APPLICATION NO. 4163 OF 2014
IN
FIRST APPEAL (ST) NO. 27321 OF 2014**

Dipak Baburao Aher	...Appellant
<i>Versus</i>	
Santosh Fakkadrao Deore & Ors	...Respondents

Mr Tushar N Sonawane, *for the Applicant in CA/4161/14.*

**CORAM: G.S. PATEL, J
DATED: 19th June 2017**

PC:-

CIVIL APPLICATION NO. 4161 OF 2014:

1. The Respondents are served. There is a delay of 164 days. The delay is explained adequately in the Civil Application. The delay is condoned.

2. The Civil Application No. 4161 of 2014 is disposed of with no order as to costs.

FIRST APPEAL (ST) NO. 27321 OF 2014:

3. ADMIT. Call for R&P. Hamdast permitted.
4. Printing dispensed with. Appellant to file private Paper-book within six weeks from today.

CIVIL APPLICATION NO. 4163 OF 2014:

5. The Appellant is the owner of the vehicle. Under an order dated 10th December 2014, the Appellant was directed to deposit an amount of Rs.4,25,000/-, which he has done. Respondents Nos. 1 and 2 have withdrawn that amount from the Executing Court.
6. In this view of the matter, there will a stay in terms of prayer clauses (b) and (c) of the Civil Application.
7. The Civil Application is disposed of in these terms. There will be no order as to costs.

(G. S. PATEL, J.)