

IN THE HIGH COURT OF JUDICATURE AT BOMBAY:
NAGPUR BENCH : NAGPUR
Civil Application No. 298 of 2015
IN
Second Appeal No. 150 of 2015
[Bhagwan Narayanrao Kadoo Vs. Chandrakala Babanrao Adhaoo & others]

Office Notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's orders

Mr. K. R. Lule, Adv., for the applicant.
A.A. Sonak, Adv., for respondent Nos. 1 and 3 to 13.

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CORAM : A. S. CHANDURKAR, J.

DATE : 31st July, 2017

By this application, it is prayed that the execution proceedings initiated by the original plaintiff be stayed during pendency of the appeal. It is sated that the applicant is in possession of the suit property and if the decree is executed, grave prejudice would be caused.

The application is opposed by the learned counsel for the respondent no.1. It is submitted that the appellate Court has rightly refused to condone the delay and there is no merit in the appeal.

As the appeal has been admitted, the possession of the applicant deserves to be protected.

Accordingly, the Civil Application is granted in terms of Prayer Clause [1]. However, considering the

nature of challenge raised in the appeal, it is directed to be listed for hearing in the week commencing 4th September, 2017.

Civil Application is disposed of.

Judge

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