

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR
Second Appeal No.312 of 2015
(Prashant s/o Ishwar Giri v. Krishnarao s/o Sampatrao Padole)

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

Shri Prasad Abhyankar, Advocate for Appellant.

Coram : R.K. Deshpande, J.

Date : 11th January, 2017

The suit for recovery of money was decreed by the Trial Court, and the lower Appellate Court has dismissed the appeal. Hence, the defendant/judgment-debtor is before this Court in this second appeal.

The Courts below have accepted the claim for awarding 36% interest on the decretal amount on the basis of the agreement. The decree passed by the Trial Court is *ex parte*, and there is no reason put forth for challenging such a decree. The rate of 36% was agreed as a contractual rate, about which there is no dispute.

No substantial question of law arises. The second appeal is dismissed.

Judge.