

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION (CAS) NO. 759 OF 2017
IN
SECOND APPEAL NO.411 OF 2017

Balkrishna s/o Shriram Warghane, Narsala Road, Nagpur

-vs-

Shriram s/o Mahadeo Warghane and ors.

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

Court's or Judge's Orders.

Shri R. K. Joshi, Advocate for appellant/applicant.

CORAM : A.S.CHANDURKAR, J.
DATE : January 12, 2018

By this application it is prayed that the non-applicant No.1 be restrained from alienating the suit properties during pendency of the appeal. According to the applicant he has 1/4th share in the suit property. One property stands alienated in favour of non-applicant No.4 on 12/04/2004. It is likely that other properties would also be alienated.

Notice was issued to the non-applicants as per order dated 26/07/2017. The non-applicants are duly served and despite opportunity no reply has been filed.

Considering the fact that the Second Appeal has been admitted and it is necessary to protect the remaining suit properties, the non-applicant No.1 is restrained from alienating the suit properties during pendency of the appeal.

Application is allowed and disposed of.

JUDGE