

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 7987 OF 2018

RAMKISHAN VITHAL PADWAL AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

...

Advocate for Petitioners :

Mr. Sontakke Gajanan K. and Mrs. Sontakke
Priyendra G.

Addl.G.P. for Respondent No. 1 : Mr. P. S. Patil
Advocate for Respondent No. 2 : Mr. P. R. Tandale

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CORAM: S. V. GANGAPURWALA &
A. M. DHAVALA, JJ.

DATE: 20th FEBRUARY, 2019

PER COURT :

1. It is submitted that Reference filed by the petitioners was partly allowed. The petitioners filed Special Darkhast No. 402 of 2008 for execution of the said judgment and award. The warrant was also issued, however, as yet no steps are taken for payment of the amount.

2. In fact, the executing Court ought to have taken further steps for recovery of the amount in case the award of the reference Court is not

stayed.

3. The executing Court should proceed ahead with the execution in case there is no stay to the award passed by the reference Court, and shall see to it that the decree is satisfied. The same shall be done expeditiously and preferably within a period of six (06) months from today.

4. Writ Petition stands disposed of accordingly.

No costs.

[A. M. DHAVALA, J.] [S. V. GANGAPURWALA, J.]

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