

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**49 CIVIL APPLICATION NO.8427 OF 2013
IN FA/2244/2019 WITH CA/8429/2013 IN FA/2245/2019
WITH CA/8431/2013 IN FA/2246/2019 WITH CA/8433/2013
IN FA/2247/2019 WITH CA/8435/2013 IN FA/2248/2019 WITH
CA/8437/2013 IN FA/2249/2019**

THE STATE OF MAHARASHTRA
VERSUS
NAWNATH EKNATH WAHATULE AND OTHERS

...
AGP for Appellant : Mr.Y.G.Gujrathi
Advocate for Respondents No.1 to 5 : Mr.R.J. Nirmal
Advocate for Respondent No.6 : Mr. M.V. Salunke

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CORAM : K. K. SONAWANE, J.
Date: January 13, 2020

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PER COURT :-

1. This Court under order dated 05.07.2019 granted interim relief of stay to the execution and implementation of the Judgment passed by the Reference Court, subject to condition that the appellant-State of Maharashtra shall deposit entire decretal amount on or before 28.11.2019. But, it appears that the appropriate authority of the Government did not pay heed to the order passed by this Court nor there were any efforts to deposit decretal amount in this Court within stipulated period. In such circumstances, there is no propriety to keep alive present applications for interim relief of stay, which has already been vacated after expiry of stipulated period uptill 28.11.2019. Therefore, the present applications for seeking interim relief of stay stand dismissed. No order as to costs. The respondents-original claimants are at liberty to execute the award within the ambit of law before the learned Executing Court.
2. Registrar (Judicial) to communicate the concerned Executing Court to proceed further for execution of the impugned Judgment and award for recovery of amount in the proceedings, if any filed by the original claimants.

(K. K. SONAWANE, J.)