

Santosh

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 3708 OF 2020
IN
FIRST APPEAL NO. 15 OF 2021**

Schindler India Pvt. Ltd.

...Applicant/
Appellant

Versus

Rajendra Deshpande

...Respondent

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KULKARNI

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Date: 2021.10.28
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Mr. Shardul Singh, a/w Munaf Virjee, Mrs. Prachi Garg &
Saloni Shah, for the Applicant/Appellant.
Mr. Kishor Patil, for the Respondent.

CORAM: N. J. JAMADAR, J.

DATED : 25th OCTOBER, 2021

PC:-

1. Heard the learned Counsels for the parties.
2. This is an application for stay to the execution, operation and implementation of the decree dated 9th March, 2020 passed by the learned Judge, City Civil Court, Bombay, in Suit No.6012 of 2017. Mr. Singh, the learned Counsel for the appellant – applicant submits that pursuant to the execution process the applicant – appellant has tendered a Demand Draft of Rs.7,09,491/- towards the amount covered by the decree.
3. Let the amount be credited by the Sheriff in this Court in First Appeal No.15 of 2021.

4. Since the decretal amount has been deposited by the appellant – applicant, there shall be stay to the execution, operation and implementation of the decree till further orders.
5. The application stands disposed of.
6. The respondent – original plaintiff is at liberty to file an application seeking withdrawal of the decretal amount, which may be considered on its own merits.

[N. J. JAMADAR, J.]