

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

CIVIL APPLICATION (CAS) NO. 1287/2018

IN

SECOND APPEAL NO. 516/2018

Shri Shaligram Nathuji Lande (Koli) and another

Vs.

Smt. Shailaja Dattaraya Palsodkar and others

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

Court's or Judge's orders

Shri V.B. Bhise, Advocate for appellant
Shri R.G. Kavimandan, Advocate for respondent No.1

CORAM : SMT. M.S. JAWALKAR, J.

DATE : 06/10/2022

The present application is filed for stay of the impugned order. Learned Counsel for the respondent submitted that he has already filed reply. In fact, matter was directed to be fixed for final hearing. As such, till the matter is finally heard, the appellant be directed to continue to deposit as per the order dated 08/05/2018 in Regular Civil Appeal No. 14/2016 passed by District Judge – 1, Akot, District Akola.

2. The learned Counsel for the appellant has no objection to deposit the amount as per directions of the District Judge during the pendency of this appeal also.

3. Accordingly, the application is allowed. There will be stay of execution of judgment and decree passed by learned District Judge – 1 Akot in Regular Civil Appeal No.14/2016 dated 08/05/2018 and the judgment and decree passed by 2nd Joint Civil Judge, Junior Division, Akot in Regular Civil Suit No. 84/2009 dated 22/02/2016, subject to condition that the appellant shall clear arrears of deposit within a period of two weeks and will continue to pay the sum of Rs.400/- per month towards compensation on or every 15th day of every month. The appellant to deposit the amount in the Executing Court.

4. The application stands disposed of.

5. List the matter in the week commencing from 14/11/2022.

(SMT. M.S. JAWALKAR, J.)