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IN THE HIGH COURT OF BOMBAY AT GOA

CIVIL APPLICATION NO.105 OF 2019

IN

FIRST APPEAL NO.74 OF 2019

ROCKDRILL PROJECT PVT. LTD., THR.

ITS DIRECTORS.,

... APPLICANT

Versus

SHEEJA XAVIER AND 4 ORS.,

... RESPONDENTS

Mr Pavithran A.V., Advocate for the Applicants.

Mr D. Vernekar, Advocate for Respondent Nos.1 to 3.

Ms Annelise Fernandes, Advocate for Respondent No.4.

Mr S.P. Munj, Additional Government Advocate for Respondent No.5.

CORAM:- M. S. SONAK, J.

DATED :- 2nd November, 2023

P.C.:

Heard Mr Pavithran for the applicants. Mr D. Vernekar appears for the first, second and third respondents. Ms Annelise Fernandes appears for the fourth respondent and Mr S.P. Munj, the learned Additional Government Advocate appears for the fifth respondent.

2. The First Appeal is already admitted. This Civil Application seeks a stay on the execution of the impugned judgment and decree dated 30.07.2018. The decree is a money decree. No case is made out to deviate from the normal rule that the decretal amount must be secured by the judgment debtor.

3. Accordingly, interim relief is granted in terms of prayer clause (a), subject to the applicant depositing the entire decretal amount with interest in this Court within eight weeks from today. However, if for any reason, the amount is not deposited within eight weeks from today, with intimation to the learned Counsel for the respondents, this interim relief shall stand vacated without further reference to this Court.

4. The Civil Application No.105/2019 is disposed of.

M. S. SONAK, J.

NITI K
HALDANKAR

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