

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 7160 OF 2023

Virupaksh G. Sutar ...Petitioner
V/s.
Smt. Akkatai A. Sutar and ors. ...Respondents.
Mr. Ajit M. Savagave for the Petitioner.

CORAM : N.R. BORKAR, J.
DATE : 15.06.2023.

P.C. :

1. This petition takes an exception to the order dated 8 May 2023 passed by the Joint Civil Judge, Junior Division, Jaysingpur below Exhibit-29 in Regular Darkhast No. 65 of 2020. By the order impugned, the executing court had issued warrant of possession in execution proceedings filed by the respondents pursuant to the judgment and decree dated 18 January 2020 passed by the Joint Civil Judge Junior Division, Jaysingpur in their favour.

2. Admittedly, there is no stay to the execution of judgment and decree dated 18 January 2020 in the appeal filed by the present petitioner against the said judgment and decree. In that view of the matter, no interference is called for in the impugned order. Accordingly, the Petition is dismissed. The appellate court, shall however, endeavour to dispose of the application filed by the petitioner for stay, if any, on it's own merits as early as possible.

[N.R.BORKAR, J.]