

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

**CIVIL APPLICATION NO. 3249 OF 2019
IN
FIRST APPEAL NO. 1374 OF 2019**

Shri. Ramesh Motilal Kankaria And Others	...Applicants
Versus	
Shri. Vasant Ramchandra Navle And Others	...Respondents

Mr. Bhalchandra S. Shinde a/w. Mr. Pandurang H. Gaikwad & Mr. Ganesh Pawar for applicant.

Mr. K. S. Thorat for respondent no.1.

**CORAM: K.R. SHRIRAM &
RAJESH S. PATIL, JJ**

DATED: 11th April, 2023

PC:-

1. Mr. Thorat states that respondent no.1 will not proceed with the execution proceedings based on the impugned decree. Statement accepted as an undertaking to this Court. In view of the statement made, Mr. Nagare states the interim application can be disposed of. Interim application accordingly disposed.

2. Appeal to come up for final hearing as per its turn.
3. The first appeal no. 1374 of 2019 be tagged with the first appeal no. 1039 of 2019 since both arise out of the same impugned order.
4. In the order dated 7th February 2023 in civil application no. 2621 of 2019 in the appearance column the words “AGP for State” be deleted. Rest of the order remains unaltered. Original order to be corrected accordingly.

(RAJESH S. PATIL,J.)

(K.R. SHRIRAM,J.)