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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
SECOND APPEAL NO. 188 OF 2024
WITH
INTERIM APPLICATION NO. 1377 OF 2023

Shri Maula Abdul Mulla through Power of
Attorney Mohammedali Maula Mulla ... Appellant/Applicant

vs.

Gulamdstgir Jainuddin Sayyad
Chikodikar (Decd. Thr Lrs) Smt. Mumtaj
G. Dastgir Sayyad Chikodikar and Ors ... Respondents

Mr. Suresh M. Kamble for Appellant/Applicant.

Ms. Stefy J. Dias i/b. Mr. Umesh R. Mankapure for Respondent nos.
1/2 to 1/5.

CORAM : GAURI GODSE, J.

DATED : 23rd SEPTEMBER 2024

ORDER:

INTERIM APPLICATION NO. 1377 OF 2023.

1. Second Appeal is already admitted. Interim Application is for stay to the execution of the impugned decree for possession. Notice of the application is already served upon respondents and they are represented through their advocate. Since, the impugned decree is for possession, the same is required to be stayed during the pendency of the second appeal. Hence, during the pendency of the

second appeal, there will be interim stay in terms of prayer clause(a).

2. During the pendency of the second appeal, the applicant shall not create any third party interest or part with possession of the suit property.

3. Interim Application is allowed in the aforesaid terms.

(GAURI GODSE, J.)