

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

WRIT PETITION NO.13420 OF 2024

Ms. Neha Upendra Govalkar
V/S

....Petitioner

Shriram Atmaram Rane & Ors.

....Respondents

Mr. Vikas V. Khanolkar *for the Petitioners.*

Mr. Prashant G. Karande a/w Mr. Praful S. Pawar *for Respondent Nos.1 and 2.*

Mr. Y.D. Patil, AGP *for Respondent No.3 / State.*

**CORAM: SANDEEP V. MARNE, J.
DATE : 11 OCTOBER 2024.**

P.C.:

1. It must be observed that filing of this Petition is quite unnecessary. Civil Revision Application No.942 of 2010 challenging the eviction decree has already been admitted. When Plaintiff sought execution of the decree, Interim Application No.12715 of 2023 was filed by the Plaintiffs in which this Court has recorded the statement made on behalf of the Plaintiffs by order dated 12 July 2023 that till final disposal of the Revision Application, the Plaintiffs shall not press the execution proceedings in Execution Application No.108 of 2020 in RAE Suit No.368 of 2000. Despite such a clear statement being made by the learned counsel

appearing for the Plaintiffs and despite no steps being taken by the Executing Court in execution of the decree, the present Petition is filed challenging the execution proceedings. In my view, filing of the present Writ Petition is quite unnecessary. Writ Petition is accordingly **rejected**.

(SANDEEP V. MARNE, J.)

SUDARSHAN
RAJALINGAM
KATKAM

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