



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAS) NO.912 OF 2022 IN
SECOND APPEAL NO.343 OF 2022

Bhaskar Narayanrao Ghuge & Ors. .Vs. Sau. Kamlabai Madhavrao Ghuge & Ors.

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri R.S. Kurekar, Advocate for appellants.

CORAM : SANJAY A. DESHMUKH, J.
DATED : 05/09/2024

1. This is an application under Order 41 Rule 5 of the Code of Civil Procedure for staying the judgment and decree of the trial Court.
2. Heard learned advocate for the appellants.
3. Perused the application.
4. The trial Court has decreed the suit for possession. However, considering all these facts and considering peculiar set of facts, it would be proper to stay the judgment of the trial Court. Hence, the following order :
5. Issue notice to the respondents, as to why the execution of judgment and decree of the trial Court shall not be stayed.
6. Meanwhile there shall be interim stay in terms of prayer clause (i).

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7. This is an application for dispensation of the certified copy of the judgment.

8. For the reasons stated in the application, the application is **allowed**.
9. The application is disposed of.

(SANJAY A. DESHMUKH, J.)