

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO.13673 OF 2023
IN
SECOND APPEAL NO.449 OF 2023**

Appasaheb Suryappa Deshinge
(Since Deceased Through Lrs) and Ors ..Applicants

VERSUS

Appanna Aaba Bargale
(Since Deceased Through Legal Heirs) and Ors ..Respondents

...
Advocate for the Applicants : Mr. S.S. Patwardhan
Advocate for the Respondents : Mr. Manoj A. Patil

...
CORAM : S. G. CHAPALGAONKAR, J.

DATED : NOVEMBER 06, 2025

ORDER :-

1. Heard learned advocates appearing for respective parties.
2. Today, this Court has admitted the second appeal on the substantial questions of law as framed. The decree of possession of 17 R of land is subject matter of appeal. Whether the decree passed by the Courts below based on the measurement map at Exhibit-130 can be sustained in law in view of the admissions given by the Cadastral Surveyor has to be adjudicated in appeal.
3. In that view of the matter, there shall be interim relief in terms of prayer clause (B) pending appeal.
4. The interim application stands disposed of.

(S.G. CHAPALGAONKAR, J.)