

VRJ

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIRCUIT BENCH AT KOLHAPUR  
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO.3946 OF 2025  
IN  
INTERIM APPLICATION NO.9 OF 2022  
IN  
SECOND APPEAL NO.437 OF 1990

|                              |                 |
|------------------------------|-----------------|
| Maruti Bhima Kamble          | ... Applicant   |
| <b>In the matter between</b> |                 |
| Bhima Rama Kamble & Ors.     | ... Appellants  |
| <b>V/s.</b>                  |                 |
| Ravalu Ganu Dalvi & Anr.     | ... Respondents |

WITH  
INTERIM APPLICATION NO.2326 OF 2022  
IN  
SECOND APPEAL NO.437 OF 1990  
WITH  
INTERIM APPLICATION NO.2325 OF 2022  
IN  
SECOND APPEAL NO.437 OF 1990  
WITH  
INTERIM APPLICATION (ST.) NO.5984 OF 2025  
IN  
INTERIM APPLICATION NO.8 OF 2022  
WITH  
INTERIM APPLICATION (ST.) NO.15813 OF 2022  
IN  
SECOND APPEAL NO.437 OF 1990  
WITH  
INTERIM APPLICATION NO.10772 OF 2025  
IN  
SECOND APPEAL NO.437 OF 1990

P. D. Dalvi for the applicant.

Mr. Kalpesh Patil for respondents.

CORAM : S. G. CHAPALGAONKAR, J.

DATED : DECEMBER 22, 2025

P.C.:

INTERIM APPLICATION NO.3946 OF 2025

1. Mr. Patil, learned advocate appears for respondents and seeks accommodation to file affidavit-in-reply.
2. Present application is filed to recall order dated 21<sup>st</sup> July 2000 in Second Appeal No.437 of 1990 and order dated 15th July 2022 passed by this Court in Interim Application No. 9 of 2022 in Second Appeal No. 437 of 1990 and seeks restoration of second appeal which has been dismissed for non-removal of office objections.
3. It appears that second appeal was admitted on substantial questions of law and has been dismissed for non-removal of office objections.
4. Mr. Dalvi, learned advocate appearing for applicant, informs that in pursuance of decree which is subject matter of second appeal, possession warrant is issued and applicant is likely to lose possession.

5. In that view of the matter, till next date of hearing, execution and implementation of possession warrant, if any, be kept in abeyance.
6. Stand over to **21<sup>st</sup> January 2026.**

**(S. G. CHAPALGAONKAR, J.)**