

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

**INTERIM APPLICATION NO. 8024 OF 2025**

**IN**

**FIRST APPEAL (St.) NO. 7479 OF 2025**

**IN**

**L.A.R. NO. 79 OF 2012**

Executive Engineer, Kadwa Canal Project Nashik  
Division

...Applicant

**Versus**

Thakubai Bhimrao Kandekar and Others

...Respondents.

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*Ms. Chaitrali Deshmukh for Applicant.*

*Mr. A. R. Patil, AGP for State.*

**Coram : Sharmila U. Deshmukh, J.**

**Date : 9<sup>th</sup> May, 2025.**

**P. C. :**

1. Interim Application has been preferred seeking stay of the execution of the impugned judgment and Award dated 24<sup>th</sup> January, 2023.
2. Learned counsel appearing for the Applicant submits that the execution proceedings have already been filed and till the issuance of notice to the Respondent, ad-interim stay be granted failing which the First Appeal will be rendered infructuous.
3. Considering that the proceedings arise out of land acquisition matter and the Award constitutes money decree, before any stay can

be granted, the amount will have to be deposited.

4. Let the entire decretal amount along with accrued interest be deposited in the Reference Court within a period of 12 weeks from today.
5. Issue notice to the Respondents returnable on **18<sup>th</sup> July, 2025**.
6. Learned AGP waives notice on behalf of Respondent-State.
7. In light of the directions for deposit, ad-interim stay in terms of prayer clause 'b'.

**[Sharmila U. Deshmukh, J.]**