



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

Writ Petition No.4443/2025
Ramsajivan and another V Rajkumar

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. Nikhil Tekade, Advocate for petitioners.

CORAM : PRAFULLA S. KHUBALKAR, J.
DATE : 13-08-2025.

Heard Mr. Tekade, learned Advocate for the petitioners.

2. Petitioners have challenged the order passed by the appellate Court rejecting the application under Order 41 Rule 5 of the Code of Civil Procedure, seeking stay to the execution proceedings in the appeal challenging the decree of refund of money.

In view of the controversy involved, issue notices to the respondents, returnable after four weeks.

3. In the meantime, the proceedings of Regular Darkhast No.04/2022 shall stand stayed subject to the petitioners' depositing 50% of the amount mentioned in the decree within a period of two weeks before the Executing Court.

(Prafulla S. Khubalkar, J.)