

In Appeal No. 28 of 2026
Order Passed Below Exh.05

01] Heard Ld. Advocate for the appellant. The respondents are absent/ exparte.

02] It is submitted on behalf of the appellant that being aggrieved by the impugned judgment passed against the opponent No. 1 to 3, the original disputant bank has preferred the present appeal. The decree once set aside and the matter has been remanded back subject to deposit of Rs.50,000/- by the original opponent No.1. As the dispute is dismissed against the opponent No.1 to 3, the trial Court has directed to refund the said amount to the opponents. One of the opponents has asked the disputant bank to refund the amount as the execution proceeding is pending. Therefore the appeal is preferred. Therefore stay is required to be granted to the operative clause No.4 of the impugned judgment.

03] The respondents are absent.

04] Considering submissions made on behalf of the appellant bank, in the interest of justice operation clause No.4 of the impugned judgment dated 28/06/2019 passed by the Co-operative Court No. II Sangli in the dispute bearing No. 712/2005 is hereby stayed till final disposal of appeal. The cost will be cost in the cause.

Pune

Date:17/06/2026

(V.B.Kulkarni)

Member,

Maharashtra State Co.Op. Appellate Court

Mumbai, Bench at Pune.