

MHCO170000932026

Order Below Exht-12.

1. Perused application and Say. The opponent today appeared in the dispute through Advocate and filed this application seeking time to file Say and written statement to the interim application and dispute application.
2. Ld. Advocate for the disputant had filed his say to this application and submitted that, he has no objection to grant time to file Say but the opponent be restrained from auctioning the pledged gold on 06/07/2026. To this Ld. Advocate for the Opponent submits that, the disputant issued Notice in last month and intimated about the Auction to be conducted on 06/07/2026. He further submits that, the disputant had not supplied the copy of plaint, T.I petition and the documents hence the opponent is unable to file his say. Thus submits, that there is no bonafide for staying the auction. In alternate his submits that if disputant is directed to deposit certain amount then the opponent society may consider about staying auction
3. In view of this contentions and submissions and prime facie going through the documents, it is seen that the opponent society had issued Notice through Advocate on 16/06/2026 for demand of outstanding else the pledged gold will be put into auction on 06/07/2026. Considering this, then I am of the view that as the auction is scheduled on 06/07/2026 and the disputant is putting certain grievance in respect of the outstanding, then if the opponent puts the gold in auction then the very purpose of the present interim application will be frustrated. So also, the disputant will be put to irreparable

loss. As such, in the interest of justice the implementation of the impugned Notice dated 16/06/2026 requires to be stayed in the interest of justice. However, considering the outstanding subject to deposit of certain amount. As such, I pass following order

ORDER

1. The implementation of the impugned Notice dated 16/06/2026 is stayed till next date subject to deposit of Rs. 50,000/- by disputant with the opponent society on or before 11:00 a.m. on 06/07/2026.
2. Till then time for Say and W.S granted.

Date : 04/07/2026
Place : Kopargaon

(R. N. Dandge)
Judge
Co-operative Court, Kopargaon