


<p>MHNG080005022015</p> 	<p>RCS No. 80/2015 Agrawal Bhawan Vs. Motiram</p>
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Order Below Exh. 117

Defendant by way of this application praying for eight weeks time to bring stay from Hon'ble High Court.

2. According to the defendant, this court rejected application below Exh.116 in which application below Exh.115 was prayed for review. Hence, this application.

3. The plaintiff strongly opposed this application contending that present case is pending since last ten years, fixed for cross-examination of the plaintiff. The plaintiff and his Advocate present since 11.00 AM on every date of hearing. Hence, prayed to reject the application.

4. Read application, say heard both sides perusal of record shows present case is filed in the year 2015 in which the plaintiff praying for recovery of possession under Maharashtra Rent Act. Learned Advocate for the plaintiff relied upon para No.43 and 44 of Judgment of Hon'ble Supreme Court in the case

**Hameed Kunju v. Nazim, (2017) 8 SCC 611** : which reads as. *43. Before parting, we consider it apposite to observe that the object of the Rent laws all over the State is to ensure speedy disposal of eviction cases between the landlord and tenant and especially those cases where the landlord seek eviction for his bona fide need.*

*44. We sincerely feel that the eviction matters should be given priority in their disposal at all stages of litigation and especially where the eviction is claimed on the ground of bona fide need of the landlord. We hope and trust that due attention would be paid by all courts to ensure speedy disposal of eviction cases.*

5. As there is no provision in the Code of Civil Procedure to stay the proceeding by court itself and parties are consenting to appear before Hon'ble High Court to challenge order below Exh.115 and 116. Hence I pass following order.

**Order**

1. Case is adjourned till 06.12.2025.
2. It is made clear that no further adjournment shall be granted on any reasons.
3. Parties are directed with proceed of the matter and file stay granted by Hon'ble High Court if any on next date failing which consequential order shall be pass. Parties to take note.

Place : Kamptee.  
Dt:- 17/11/2025

(Q.R. Syed)  
2<sup>nd</sup> Jt. Civil Judge Junior Division  
Kamptee.

