

Order below Exh.117 in
Special Darkhast No.30/2019
CNR-MHSN020018382019

(M/s. C.R. Constructions etc. Vs. Maharashtra Jeevan Pradhikaran etc.)

D.H. filed the present application to proceed further in this matter in pursuance to the order passed by this Court below Exh.81 and Exh.96.

(2). To this application, J.D. resisted the same, through its say on the overleaf itself. It contended that, an appeal has been filed against the order passed in this matter and sought time to provide the disclosure of details of its assets.

(3). Heard D.H. in person and advocate Smt.Pendse for J.D. at length.

(4). Perused application, say and record and proceeding. It reveals that, the order passed below Exh.81 came to be recalled by this Court by an order below Exh.92. In view of the said order, no question arises to proceed further as per the order of Exh.81.

(5). Now, as far as the order passed below Exh.96 is concerned, it is pertaining to giving directions to J.D. for disclosure of the details of its assets.

(6). The J.D. has categorically submitted that, an appeal is pending and a stay is granted in this matter. This Court is also in receipt of an order of stay passed by Hon'ble High Court, Bombay, in Appeal from order no. 209 of 2022 with interim application no.1457 of 2022. Perusal of which shows that, an interim protection is given in favour of J.D. and a notice came to be issued to the D.H, making it

returnable on 20/06/2022. The said order is in continuation to earlier order.

(7). It shows that, an interim protection is there and is continued by the Hon'ble High Court, Bombay, from time to time. Therefore, under this circumstance, issuing any warrant to the witness, as per order below Exh.96, for furnishing details of its assets and liabilities can't be passed. Therefore, no order can be passed in pursuance to the order passed below Exh.96, till continuation of the interim order of Hon'ble High Court, Bombay, is in existence in this matter. Hence, the present application below Exh.117 is filed.

Sangli
Date:-12/08/2022.

(M.M.Rao)
Civil Judge Sr. Dn., Sangli.

CERTIFICATE

I affirm that, the contents of this P.D.F. file are same, word to word as per the original order.

Name of Stenographer	:	G.S.Parve
Court	:	Civil Judge Sr.Dn., Sangli
Date	:	12/08/2022
Order signed by the Presiding Officer on	:	12/08/2022
Order uploaded on	:	12/08/2022