

Misc. Civil Appeal No. 101/2025
(Varsha L. Mohite...etc.2 Vs. Vimal S. Nalawade ...etc..14)

Order below Exh. 5

Ld. Advocate Shri. V. B. Kumbhar for the appellant has submitted, respondent No.11 Special Recovery officer is going to take possession of suit properties and accordingly, issued notice to respondent Nos.2 and 4. If the recovery officer succeeds in taking possession of suit property the purpose of filing appeal become infructuous. It is prayed status-quo order be passed.

2. I have gone through the documents, i.e. notice dtd. 24.02.2026 issued by Mandal Adhikari, Palus to respondent Nos. 2 and 4. Today Ld. Advocate Smt. T. D. Rathod has appeared on behalf of respondent Nos.1 to 9, but has not filed say to this application. Perusal of order of Ld. Trial Court, it seems it is specifically observed that, plaintiffs are trying to stop auctions initiated by authorities same cannot be granted in the eyes of law. Respondent Nos.2 and 4 have not raised any objection of said notice either by filing application or filing say to the application of the appellant.

3. In the aforesaid reasons, I do not find any substance in the submission of the Ld. Advocate for the appellant. Matter is adjourned and kept on **24.03.2026**.

Vita
dt.20.03.2026

(Usha V. Indapure)
Adhoc District Judge – 1
Vita.

