

MHSO070004062015



ORDER ON EXH. 1 IN REGULAR DARKHAST No.25/2015
(Passed on 09th June 2025)

In the present proceeding J.D. by filing pursis vide Exh.22 reported to the Court that, proceeding of darkhast is stayed by order passed in Regular Civil Appeal No.12/2021. He also filed copy of the order dated 26.10.2021. After perusing CIS, it is found that, R.C.A.12/2021 has been disposed and decree passed in R.C.S.No.273/2000 has been quashed and set-aside. The suit is remanded to the trial court with condition that defendants in the suit shall deposit Rs.80,000/- before 01.09.2022 in the trial court. If they failed to deposit the money, the order passed in appeal will be automatically vacated.

2. Today the advocate for D.H. is present before the Court. J.D. and his advocate are absent when called out. Advocate for D.H. informed that the defendants have filed review petition before District Court Pandharpur against order passed in R.C.A.No.12/2021. As on today the defendants have not paid any amount and he has filed review petition. The appeal in which stay was granted has been disposed. Therefore, the present execution petition is no longer stayed. In addition to this the original suit has been remanded back by setting aside decree. Thus no question arises for execution of decree as alleged. However, considering review petition being pending this petition cannot be disposed. However, it is no longer stayed. Hence, following order is passed.

ORDER

Concerned clerk is directed to change the stage of the proceeding to the previous stage and proceeding shall be removed from the head of “Stayed by District Court” in the roznama.

Date : 09.06.2025

**Smt. S. S. Raul.
Jt. C.J.J.D. Pandharpur.**

Certificate

I affirm that, the contents of this PDF file Order/Judgment are same word to word, as per original Order/Judgment.

Name of Stenographer	:-	D.S.Landage (Grade-III)
Court	:-	Jt. Civil Court,J.D., Pandharpur.
Date	:-	09.06.2025.
Judgment/Order signed by the Presiding Officer	:-	09.06.2025.
Judgment/Order uploaded on	:-	09.06.2025.