

**ORDER BELOW EX.09.**  
**(Passed on 6<sup>th</sup> of February, 2019)**

1) This is an application filed by the appellant Mahadeo Karnuji Tajne for grant of interim status quo relating to suit property till appearance of the respondent in the appeal.

2) The appellant has contended that Execution Proceeding No.4/2018 is pending in the Court of learned Civil Judge (Jr.Dn.), Maregaon in respect of the execution of the impugned decree for possession of the suit property agricultural land passed in RCS No.24/2013 is pending. Appellant has received notice from the office of Deputy Superintendent, Land Record, Maregaon for measurement of the suit property and handing over possession thereof to the respondent fixed on 08.02.2019. There has been no service of the notice of the present appeal and stay application made therein so far on the respondent. Looking into the urgency of the matter interim status quo order is required to be passed in respect of said execution proceeding till the appearance of the respondent in the appeal.

3) I have heard learned counsel for the appellant Adv. A.E.Joshi. He has argued about the urgency of the situation and for grant of interim status quo in respect of said execution proceeding.

4) Considering the urgency of the situation pointed out by the learned counsel for the appellant it appears necessary to stall the further proceeding in the execution

proceeding concerned until the decision of the stay application of the appellant in the appeal. Hence, the following order.

**ORDER**

1. Application Ex.9. is allowed.
2. An interim status quo as of today is granted in respect of the further proceeding in the Execution Case No.4/2018 pending on the file of the learned Civil Judge (Jr.Dn.), Maregaon until the decision of the stay application filed in the present appeal.

(S.K.Tikhile),  
District Judge-1,  
Kelapur.

Date : 06/02/2019.