

R.C.A. No. 50/2023

MSEB Vs. Pandurang Krushna Patil

ORDER BELOW Exh. 5 -

Appellant has filed the present application for stay for Judgment and decree in SPL.C.S No. 7/2016. Respondent filed their say at Exh. 22 and resisted all the contents of the application.

2. The present application has filed for stay to execution of decree in SCS No. 7/2016. On perusal of record, it appears that, the trial court has grant compensation to the respondent of Rs. 10,00,000/- from applicant. Out of which an amount of Rs. 5,50,000/- has been deposited by applicant in Court. D.H. has filed the application for getting warrant of possession in execution petition. If the execution petition is satisfied, this applicant will loose his right to appeal. First appeal is the right of party. In such circumstances, it is necessary to stay the judgment and decree and execution of the decree till final disposition of the present miscellaneous application. Hence, I pass the following order.

ORDER

1. The Judgment and decree in SPL.C.S. 7/2016 and its execution petition is hereby stayed till final disposition of the appeal.

Islampur

Date : 17/10/2024

(Aniruddha Sulbha Subhash Gandhi)

District Judge -1 Islampur.

CERTIFICATE

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

Name of the Steno	:	Shri. Pradip T. Patil (Grade-I)
Court Name	:	District Judge-1 & ASJ Islampur.
Date of Judgment/order	:	17/10/2024
Signed by P.O. on	:	17/10/2024
Uploaded on	:	17/10/2024