

MHPU020038742014



Spl.C.S./201019/2014
Sachin Raosaheb Nikam Vs.
Tukaram Babu Laygude

ORDER BELOW EXH.153
[Passed on 10/08/2026]

Perused application and say. Heard Ld. Advocate Shri. Saurabh Patil for Ld. Sr. Advocate Shri. Vinod Ambad. Heard Ld. Advocate Shri. M. A. Nangre for defendant. This is an application filed by plaintiff contending therein that today this court has delivered Judgment. The plaintiff wants to challenge the Judgment before the Hon'ble Appellate Court, hence, prayed to stay the operation of Judgment for next one month. Said application is strongly opposed by Ld. Advocate appearing for defendant. The sum and substance of say and submissions of Ld. Advocate appearing for defendant is application is not legal, maintainable, no provision is stated; hence, prayed to reject application.

2] I have given anxious consideration to the submissions of both sides. At the out-set, admittedly suit filed by plaintiff for 'Specific Performance of Contract' is dismissed by this court. Plaintiff wants to challenge the judgment and order passed by this Court. In my opinion, it is statutory right of each parties. Moreover, admittedly, Temporary injunction restraining the defendant to alienate suit property. In my opinion, if the defendant succeeds to alienate or transfer the suit property, the plaintiff will suffer irreparable losses and damages. Hence, in my opinion, in view of

Order XLI Rule 5(2) read with Section 151 of Code of Civil Procedure, application deserves to be allowed. Hence, order....

ORDER

1. Application is allowed.
2. The effect, operation, implementation and execution of judgment and order passed by this Court dtd. 10/08/2026 is stayed till next 30 day's viz. till 10th of Sept. 2026.
3. Meanwhile, plaintiff is directed to obtain necessary orders from the Hon'ble Appellate Court within time granted.

[Order is pronounced in open Court in presence of both parties and their Ld. Advocates].

Place: Pune
Date:10/08/2026

(**A.U.Supekar**)
13th Jt.C.J.S.D.Pune

CERTIFICATE

I affirm that the contents of this P. D. F. file Judgment are same word for word as per original Judgment.

Name of the Court	:-	Shri. A.U.Supekar, 13 th Joint Civil Judge, Senior Division, Pune.
Name of the Steno	:-	Shri. Ashish P. Patil (Stenographer Grade-III) Civil Court, Sr. Division, Pune
Date of Judgment/order	:-	10.08.2026
Judgment signed by		
Presiding officer	:-	10.08.2026
Judgment uploaded on	:-	10.08.2026