

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***CIVIL APPELLATE JURISDICTION*****SECOND APPEAL NO. 467 OF 2019****ALONGWITH****CIVIL APPLICATION NO. 1145 OF 2019****Maruti Uttam Sabale & Ors.****..... Appellants****VERSUS****Somnath Bhaskar Ratnakar & Ors.****..... Respondents**

Mr.Sachin Dhakephalkar for the Appellants.

None for the Respondents.

CORAM : R.D. DHANUKA, J.**DATE : 27th AUGUST, 2019****P.C.**

Mr.Dhakephalkar, learned counsel for the appellants submits that the impugned judgment and decree was passed by the learned trial judge against one of the dead person. He submits that the executing court has now fixed the matter on 4th September,2019.

2. Issue notice upon the respondents returnable on **7th October, 2019**. Humdast is permitted.

3. In addition to the court notice, the appellants are also permitted to serve the respondents by private notice, i.e. by Registered A.D., courier or Hand Delivery and shall file affidavit of service before the next date.

4. The respondents shall not take any coercive steps in execution of the decree passed by the Appellate Court on 21st July, 2018 as well as

the judgment and decree dated 15th November,2003 passed by the learned Civil Judge, Junior Division, Sinner in Regular Civil Suit No.193 of 1976 against the appellants till next date.

[R.D.DHANUKA, J.]