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920 sa 194-2026

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

SECOND APPEAL NO.194 OF 2026

Habib Khan S/o Hussain Khan
Vs.
Shabbir Khan S/o Hussain Khan

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri M.S. Wakil, Advocate for appellant

CORAM : NANDESH S. DESHPANDE, J.
DATED : 22.05.2026

Heard.

2. Issue notice to the respondent caveator,
returnable on 29.05.2026.

CIVIL APPLICATION (CAS) NO. 618/2026

Issue notice to the respondent caveator,
returnable on 29.05.2026.

2. This is an application for grant of stay. It is the contention of the learned Counsel for the appellant that, after the rejection of the application for condonation of delay preferred by the applicant in filing the Regular Civil Appeal before the Appellate Court, the respondents herein are taking up the execution, and the sale deed may be

executed at any point of time. He therefore prays for an ad-interim order since if the sale deed is executed in pursuance to the judgment and decree of the Trial Court, the present appeal would rendered infructuous.

3. However, as there is a caveat in the matter, issue notice to the respondent, returnable on 29.05.2026.

(NANDESH S. DESHPANDE, J.)

Jayashree..