



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,  
NAGPUR BENCH, NAGPUR.**

**CIVIL APPLICATION (CAS) NO. 269 OF 2026**

**IN**

**SECOND APPEAL (ST) NO. 16116 OF 2025**

Shankar Shrawan Dhakate (dead) through LRs. And others

Vs.

Raju Ramprasad Dhakate and others

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Office Notes, Office Memoranda of  
Coram, appearances, Court's Orders  
or directions and Registrar's order

Court's or Judge's Order

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Shri Apurv De, Advocate for applicants.

Shri A. M. Quazi, Advocate for non-applicant nos. 1 to 3.

**CORAM :- Y. G. KHOBRAGADE, J.**

**DATED :- 08.05.2026**

Shri A. M. Quazi, learned counsel appears  
for non-applicant nos. 1 to 3.

2. This is an application for condonation of  
delay of 30 days caused while lodging the appeal under  
Section 100 of the Civil Procedure Code. However, as on  
today, non-applicant no. 4/original plaintiff no.4 is not  
served.

3. Therefore, this application can be heard after  
Summer Vacation.

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4. Heard the learned counsel appearing for the  
respective parties.

5. By the present application, the applicants prayed for restraining the non-applicants temporarily from alienating the suit property during the pendency of the appeal.

6. Learned counsel appearing for non-applicant nos. 1 to 3 strongly opposed the application on the grounds that both the Courts below have recorded concurrent findings against the applicants. So also, the copy of the present application has not been supplied to him.

7. The learned counsel for the applicants is hereby directed to supply the copy of the application and memo of appeal to the learned counsel appearing for non-applicant nos. 1 to 3 during the course of the day.

8. Considering the nature of the decree and to protect the interest of both the sides, the parties are directed to maintain *status-quo* with regard to the suit properties till the next date of hearing.

9. Stand over to 18.06.2026.

(Y. G. KHOBRAGADE, J.)