

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**BENCH AT AURANGABAD**

51 CIVIL APPLICATION NO. 14387 OF 2016  
IN FA/23/2007

LAXMAN HARI CHABUKSWAR DIED THR LRS SHEUBAI AND ORS  
VERSUS  
THE STATE OF MAHARASHTRA

...  
Advocate for Applicants : Nagargoje Ankush N.  
AGP for Respondents: G.O. Wattamwar  
...

**CORAM : P.R. BORA, J.**  
**DATE : 26-10-2016.**

**P.C. :**

1. Issue notice to the respondents. Learned A.G.P. waives for respondent state.
2. Mr. Nagargoje, learned counsel appearing for the applicants submits that, after the first appeal no. 23 of 2007 filed by the state against the present applicants was dismissed by this court, civil application no. 11790 of 2016 was filed by these applicants seeking withdrawal of the deposited amount in this court. Learned counsel submitted that aforesaid application was allowed by this court (Coram: A.V. Nirgude, J.) vide order dated 29.08.2016 and the applicants were permitted to withdraw the deposited amount.
3. The learned counsel further submitted that, however, since their shares were not determined inter say the registry of this court did not disburse the amount. The learned counsel submits

that, present application is filed in consensus with all the applicants and there is no dispute between applicants as regards to their respective shares. The learned A.G.P. has prayed for passing appropriate orders. Having regard to the contention of the application and in view of the fact that, the application is jointly filed by all the applicants and as submitted by the learned counsel there is no dispute amongst the applicants in respect of their respective shares in the amount of compensation, I am inclined to allow the present application. Hence the following order.

**ORDER**

- I) The application is allowed in terms of clause 'A', 'B' & 'C'. Civil application stands disposed of.

**(P.R. BORA)**  
**JUDGE**