

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

CIVIL APPLICATION NO. 10108 OF 2016
IN FA/2501/2010

THE EXECUTIVE ENGINEER MINOR IRRIGATION DIVISION JALNA
VERSUS
THE STASTE OF MAHARASHTRA AND OTHERS

...
Advocate for Applicant : Mr. S. G. Bhalerao.
AGP for Respondents No.1, 2 : Mr. S. R. Yadav-Lonikar.
Advocate for Respondent No.3 : Mr. M. R. Malpani h/f. Mr.A.B.Kale.
...

CORAM : K.K. SONAWANE, J.

DATED : 15TH DECEMBER, 2017.

Order :-

Heard learned counsel for applicant- Acquiring Body and learned AGP for respondents No.1 and 2.

2. Learned AGP submits that he has no any instruction to join the proceedings as co-appellant in this matter nor any direction issued from the Government of Maharashtra. In such circumstances, it would be unjust and improper to compel respondents No. 1 and 2 to join applicant-appellant as co-applicants in this matter. In such circumstances, the application being inept deserves to be dismissed. Accordingly, application stands dismissed. No order as to costs.

**[K. K. SONAWANE]
JUDGE**

rrd.