

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

CIVIL APPLICATION (CAF) NOS. 246 OF 2023
IN
FIRST APPEAL NO. 319 OF 2020(D)

KHATUNBI W/O. VAZIR TELI (DEAD) AND OTHERS

...VERSUS...

THE STATE OF MAHARASHTRA AND OTHERS

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

Court's or Judge's order

Shri J. A. Malnas, Advocate for appellants/applicants.
Shri M.A.Kadu, AGP for respondents.

CORAM : URMILA JOSHI-PHALKE, J.

DATE : 31st JANUARY, 2023

By this application, the appellants are seeking direction to disburse the compensation amount as per order dated 05/12/2022 passed by this Court. The order dated 05/12/2022 is reproduced as under;

“Civil Application (CAF) No. 6662/2022, seeks withdrawal of the amount by the appellants as First Appeal No. 319/2020, has been decided on 05/03/2020. The learned Assistant Government Pleader appearing for respondent nos. 1 to 3 has no objection, considering which, upon the office being satisfied, that the persons listed in paragraph No. 2 of the application are the legal representatives respondent No. 2-a, the application is allowed. No costs.”

2. In view of the aforesaid order, it is mentioned that the persons mentioned in the application are legal representatives of appellant no. 2(a). However, it is submitted that appellant nos. 2(b),

(c) and (d) are the brother and sisters of appellant nos. 2(a), where appellant no. 2(a) is having any other legal heirs, is not clarified in the application.

3. The appellants to clarify, whether appellant no. 2(a) is having any other legal heirs, and to file affidavit to that extent. If any other legal heirs are there, the appellants shall file appropriate application for disbursement of share to the legal representatives of appellant no. 2(a).

4. The Civil Application is disposed of.

5. Stand over after **two weeks**.

(URMILA JOSHI-PHALKE, J.)

B.T.Khapekar