

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

934 CIVIL APPLICATION NO.5136 OF 2022
IN FA/1761/2021

LAXMIBAI DHONDIRAM JADHAV
AND ANOTHER

VERSUS

DIV. CONTROLLER, M.S.R.T.C.,
DIV. OFFICE, LATUR AND ANOTHER

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Advocate for Applicants : Mr S.V. Mundhe
Advocate for Respondent No.1 : Mr A.D. Wange h/f Mr A.B. Dhongade

CORAM : SHRIKANT D. KULKARNI, J.
DATE : 5th APRIL, 2022

PER COURT :

1. It is an application for withdrawal of compensation amount moved by the applicants/claimants.
2. Heard Mr S.V. Mundhe, learned counsel for the applicants and Mr A.D. Wange holding for Mr A.B. Dhongade, learned counsel for respondent No.1/MSRTC.
3. Mr A.D. Wange holding for Mr A.B. Dhongade, learned counsel for respondent No.1/MSRTC strongly opposed to allow this application in the background of grounds raised in the appeal memo whereas Mr S.V. Mundhe, learned counsel for the applicants submitted that the MSRTC has challenged the Judgment of the Tribunal only on the point of quantum of compensation.
4. Having considered the submissions of both the sides, I proceed to pass the following order :-

ORDER

- (A) The application is hereby allowed as under :-
- (i) The applicants/claimants are permitted to withdraw 50% of the amount of compensation with accrued interest thereon on furnishing usual undertaking with the Registrar (Judicial) of this Court.
- (ii) The civil application is accordingly disposed of.

(SHRIKANT D. KULKARNI, J.)

mta