

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

CIVIL APPLICATION NO.2869 OF 2021 IN FAST/26440/2020

ARCHAEOLOGICAL SURVEY OF INDIA AURANGABAD CIRCLE,  
THROUGH SUPRENTENDENT ARCHAEOLOGIST  
VERSUS  
JYOTI W/O. SANTOSH PAWAR AND OTHERS

....  
Mr. D.G. Nagode, Advocate for the Applicant  
....

**CORAM : SHRIKANT D. KULKARNI, J.**

**DATE : 21<sup>st</sup> FEBRUARY, 2022**

**PER COURT:-**

1. It is an application for stay moved by the applicant appellant.

2. Heard Mr. Nagode, learned counsel for the applicant. Mr. R.M. Biniwale and Mr. D.J. Donde, learned counsel for respondent nos. 1 to 5 remained absent, when matter is called out. Perused the affidavit-in-reply filed by the respondents. Perused the impugned judgment and order passed in W.C.A. No. 3 of 2016 dated 09.11.2016.

3. It is revealed during the course of argument that the applicant / appellant has deposited the entire decretal amount with the Labour Court at Aurangabad. Mr. Nagode, learned

counsel for the applicant / appellant invited my attention to the receipt to that effect, which is placed on record with the stay application.

4. Having regard to the entire decretal amount deposited by the applicant / appellant, it is necessary to grant stay to the operation and execution of the impugned order passed in W.C.A. No.3 of 2016 dated 09.11.2016.

### **ORDER**

- (i) The application is hereby allowed.
- (ii) The operation and execution of the impugned judgment and order passed in W.C.A. No. 03/2016 dated 09.11.2016 by the Commissioner for Workmen Compensation and Judge, Labour Court at Aurangabad is hereby stayed till final decision of the appeal.
- (iii) Inform the concerned Court accordingly.
- (iv) Civil application is accordingly disposed of.

**[ SHRIKANT D. KULKARNI ]**  
**JUDGE**

S.P. Rane