



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

926 CIVIL APPLICATION NO. 12792 OF 2023
IN WP/9208/2022

IKRAR S/O KHAJASAB @ KHAJESAB SAYYED
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE
SECRETARY AND OTHERS

WITH
WRIT PETITION NO.9208 OF 2022

AMIR MAHMUD SAYYED AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...
Shri Gopal D. Kale, Advocate for the Applicant/ Respondent
No.5.
None for the original Petitioners.
Shri P.K. Lakhotiya, AGP for Respondents 1 to 4/State.
...

CORAM : RAVINDRA V. GHUGE
&
R.M. JOSHI, JJ.

DATE :- 01st March, 2024

Per Court :-

(a) Civil Application No.12792/2023:-

1. We had granted time to the original Petitioners to file a reply to this Civil Application, under our order dated 20.10.2023. Yet, the reply has not been filed by the original Petitioners. None present on behalf of the original Petitioners.

2. We have perused the reasons cited which indicate that the Applicant claims to be the title holder of the parcel of the property, which has been utilized in a public project. According to him, his share of compensation needs to be delivered to him and that amount cannot be passed on to any other person. The Petitioners are his close relatives.

3. Considering the above, this **Civil Application is allowed**. The Applicant shall be arrayed as Respondent No.5 in the Writ Petition.

(b) Writ Petition No.9208/2022:-

4. **Issue notice** to the added Respondent No.5, returnable on 28.03.2024. The learned Advocate Shri Kale waives service of notice on behalf of Respondent No.5. Liberty to file an affidavit in reply, on or before 22.03.2024.

kps (R.M. JOSHI, J.)

(RAVINDRA V. GHUGE, J.)