

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.255 OF 2021
IN
REJECTED CASE NO.1374 OF 2011

Maharashtra State Road Transport Corporation ...Applicant

vs.

Mohamad Mushtakhin Khan and Ors. ...Respondents

WITH
INTERIM APPLICATION NO.12623 OF 2024
IN
REJECTED CASE NO.1374 OF 2011

Naseem Shakil Ahamaed Khan and Ors. ...Applicants

In the matter between:-

Maharashtra State Road Transport Corporation ...Applicant

vs.

Mohamad Mushtakhin Khan and Ors. ...Respondents

Ms.Dharini Jain i/b. Ms.P.M. Bhansali:-	Advocate for Appellant – MSRTC.
Mr.T.R.Kale i/b. Ms.Swati Mehta:-	Advocate for Respondent Nos.6, 7 and 10.

CORAM : S. M. MODAK, J.

DATE : 10th SEPTEMBER 2024

P. C. :-

1. Heard learned Advocate for the Claimants / Respondent Nos.6, 7 and 10 and learned Advocate for the Appellant – MSRTC virtually.
2. The Appeal is against the Award. It was dismissed due to non removal of Office objections. The Civil Application No.255 of 2021 is filed for restoration and condonation of delay. Stay is granted on 25th July 2024 subject to deposit. The amount is deposited.
3. Yet, Civil Application is not decided. The Appeal is mainly on quantum. There is a strong opposition for withdrawal on behalf of the Appellant – MSRTC.
4. For the reasons stated in the Application, the Respondent Nos.6, 7 and 10 as per the Award of the Tribunal are permitted to withdraw 50% of the deposited amount along with interest.
5. An apportionment be made as per the Award.
6. In view of that, **Interim Application is disposed of.**

[S. M. MODAK, J.]