



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

**CIVIL APPLICATION NO. 2187 OF 2025
IN FAST/1338/2023**

Sushilabai Sakharam Deore And Ors
VERSUS
Divisional Controller, Maharashtra State Road Transport
Corporation Dhule And Anr

**WITH
CIVIL APPLICATION NO. 532 OF 2023
IN FAST/1338/2023**

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Mr. M. D. Shinde, Advocate for Applicants
Mr. M. S. Kulkarni, Advocate for Respondent No.1

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CORAM : ROHIT W. JOSHI, J.

Dated : 28TH FEBRUARY, 2025

PER COURT :-

CIVIL APPLICATION NO. 533 OF 2023

. Since, entire amount as directed vide earlier order granting ad-interim-stay is deposited by the appellant. The ad-interim-stay granted earlier stands confirmed. The execution of impugned judgment and award shall stand stayed till final disposal of the appeal, subject to right of the respondent/claim petitioners to move for withdrawal of the

amount deposited.

CIVIL APPLICATION NO. 2187 OF 2025

. This is an application for withdrawal of amount deposited by the appellant in compliance of order granting stay to execution of impugned judgment and award.

2. I have perused the judgment with the able assistance of the learned Advocates. Deceased was working as a mason. His notional income is taken at Rs.7,000/- per month which is reasonable. The learned Tribunal has made proper deduction towards self-consumption and applied correct multiplier.

3. In that view of the matter, it will be appropriate in the interest of justice to permit the respondent Nos. 1 and 2 i.e. applicant Nos. 1 and 2 in Civil Application to withdraw 75% of the amount deposited by the appellant with this Court alongwith interest on furnishing usual undertaking.

4. Civil Application is **disposed of**.

CIVIL APPLICATION NO. 532 OF 2023

. This is an application seeking condonation of delay in filing First Appeal by the Applicant/MSRTC.

2. The delay is explained and is attributed to office

formalities and procedures.

3. The delay is properly explained and accordingly condoned.

4. Civil application is **disposed of**.

(ROHIT W. JOSHI, J)

Rushikesh/2025