

Anand

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 1570 OF 2023

Shramik Janata Sangh & ors.

.Petitioners

Vs.

The State of Maharashtra & ors.

.Respondents

Mrs. Gayatri Singh, Senior Advocate a/w Ms Sudha Bharadwaj
i/b. Ms Deepali Kasul, for the Petitioners

Mr. Ram S. Apte, Senior Advocate a/w Mr. Ajit Ram Pitale &
Mr. Harshad P. Nahata, for Respondent No. 2 – Corporation

Ms R. M. Shinde, Advocate, for Respondent Nos. 1, 3 & 4 - State

**CORAM : A. S. CHANDURKAR AND
ABHAY S. WAGHWASE, JJ.**

DATE : 2 MARCH 2023

P. C.

. The learned Senior Advocate for the Petitioners submits that the son of Petitioner No. 2 suffered an accidental death while cleaning sewers and septic tanks through manual scavenging. An amount of Rs. 10,00,000/- claimed as compensation in terms of the decisions of the Hon'ble Supreme Court is not being released.

2. In this context, learned Senior Advocate for the Corporation has invited our attention to the communication dated 24.07.2022 issued by the Municipal Corporation

(page 252 of the Writ Petition), by which the Municipal Corporation has sought production of Heirship Certificate to enable disbursement of the amount of compensation. It is submitted by the learned Senior Advocate for the Petitioners that instead an indemnity bond could be supplied. We find that the demand for production of Heirship Certificate by the Municipal Corporation cannot be said to be arbitrary or unreasonable so as to dispense with its production.

3. To enable the Municipal Corporation and the State Government to file its affidavit-in-reply, stand over to 24.03.2023.

(ABHAY S. WAGHWASE, J.)

(A. S. CHANDURKAR, J.)