

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH, NAGPUR**

**Writ Petition No.458/2023**

Nishal V Israil Mohd and others

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Office notes, Office Memoranda of  
Coram, appearances, Court's orders  
or directions and Registrar's orders.

Court's or Judge's Orders

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Mr. R.T. Anthony, Adv. for petitioner.  
Mrs. M. Barabde, AGP for resp. nos. 3 and 4.

**CORAM : AVINASH G GHAROTE, J.**

**DATE : 27-01-2023**

Since the statement is made that the respondent no.2/ the mother in law of the petitioner is residing with her son the respondent no.1(a) and the original respondent no.1 is no more, the entitlement of the respondent no.2, needs to be reconsidered. The impugned order dated 11-10-22 (page 53) directs payment of sum of 25% from the pension of the deceased Abdul Hafiz Sheikh to the respondent nos. 1 and 2. As indicated above the respondent no .1 is no more the respondent no. 2 is residing with respondent no.1(a), considering which, issue notice for final disposal, returnable on 06-02-2023.

2. There shall be interim stay to the impugned order subject to the condition of the petitioner paying 10% of the amount of pension to the respondent no.2 from the date of the impugned order.

3. Learned AGP waives notice for respondent no.3  
and 4.

JUDGE

Deshmukh