

Tikam

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
 CIVIL APPLICATION No.4204 OF 2016
 (For Stay)
 IN
 FIRST APPEAL (ST) No.25206 OF 2016

Narayan Raghu Thombare
 (Deceased) through Lrs.
 1A. Maruti Narayan Thombare
 (deceased) through Lrs.
 1AA Smt. Savitrabai Maruti Thombare
 and Ors. ...Applicants

Vs.

Salu Raghu Thombare
 (Deceased) through Lrs.
 1A Anusaya Salu Thombare and Ors. ...Respondents

Ms. Chandni Sachade i/b. Mr. Vaibhav Gaikwad for Applicants
 Mr. Rupesh R. Zade for Respondent Nos. 1A to 1I and Respondent
 Nos.2 and 3
 Ms. Tanaya Goswami -AGP for Respondent Nos. 4 and 5

CORAM : SHRI K.K. TATED, J.

DATE : APRIL 24, 2019

P.C.:

1. Heard learned counsel for the parties.
2. By this Civil Application, the Applicants are seeking stay of execution and implementation of the Judgment and Award dated 22nd June, 2016 passed by the Reference Court in Land Reference No. 43 of 2008 under Section 30 of the Land Acquisition Act, 1894 r/w. Section 35 of the Maharashtra Industrial Development Act, 1961 regarding apportionment of the compensation.
3. Learned counsel Mr. Rupesh Zade appearing for Respondent Nos. 1A to 1I and Respondent Nos.2 and 3 seeks some time to file affidavit in

reply. He further submits that Respondent No.2 Kalu Raghu Thombare has expired during the pendency of the present proceedings. Hence, following order is passed:

ORDER

- (A) Applicants to take appropriate steps, if they so desire, to bring the legal heirs of deceased Respondent No.2 Kalu Raghu Thombare on record on or before next date.
- (B) Liberty is granted to Respondent Nos.1A to 1I and Respondent 3 to file their affidavit in reply on or before 21st June, 2019 with copy to other side.
- (C) Rejoinder, if any, on or before 5th July, 2019.
- (D) Matter to appear on board on 12th July, 2019.

[K.K. TATED, J.]