

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

CIVIL APPLICATION NO.3319 OF 2022 IN FA/351/2015

YESHWANT NAGU SUTAR (DIED) THROUGH HIS LRS.
NAGMURTI YASHWANT SUTAR AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA THROUGH COLLECTOR,
OSMANABAD AND ANOTHER

....
Mr. M.L. Dharashive, Advocate for the Applicant
Mr. A.B. Chate, AGP for Respondents / State
....

CORAM : SHRIKANT D. KULKARNI, J.

DATE : 15th MARCH, 2022

PER COURT:-

1. It is a second application for withdrawal of compensation amount moved by the applicant.
2. Heard Mr. M.L. Dharashive, learned counsel for the applicant and Mr. Chate, learned AGP for respondents/ State.
3. Mr. Chate, learned AGP invited my attention to the order passed earlier by this Court dated 05.10.2017. He submits that there is no change in circumstances to consider the second application for withdrawal of compensation amount. The applicant has already withdrawn 50% of the amount of compensation together with proportionate interest.

4. Mr. Dharashive, learned counsel for the applicant submits that the applicant is in need of money and urged to allow the application.

5. I have considered the submissions of both the sides. Perused the order passed by this Court dated 05.10.2017, whereby the applicant is allowed to withdraw 50% of the amount of compensation together with proportionate interest. No material is placed on record to consider his prayer for withdrawal of the remaining amount.

6. In view of the above, the application is rejected.

[SHRIKANT D. KULKARNI]
JUDGE

S.P Rane