

*IN THE HIGH COURT FOR THE STATES OF PUNJAB
AND HARYANA AT CHANDIGARH.*

CR 2555 of 2015

Date of decision:10.4.2015

Geeta

Petitioner

vs.

Ssachin and others

Respondent

Present: Mr. Susheel Gauttam, Advocate.

M.M.S.BEDI,J.

Vide Award dated 20.3.2013 while granting compensation for a sum of Rs.404600/- to the petitioner, a sum of Rs.40000/- was ordered to be paid to her, whereas the remaining amount of compensation was ordered to be deposited in the shape of FDRs for a period of three years in a nationalised bank.

It is claimed by the petitioner that after the death of her husband, she needs the money for repair of the house. The respondents seem to have no interest in the amount, already transferred to the petitioner. It is claimed that the petitioner is an old lady and is interested to use the house for respectable survival.

I have considered the facts and circumstances of the case. It is an admitted fact that the petitioner is an adult person, having wisdom to spend the money belonging to her. The Apex Court in **H.S.Ahammad Hussain vs. Irfan Ahammed 2002(3) RCR (Civil) 563** has observed that it is not proper for directing deposit of compensation in F.D.R. schemes when the claimants are adults. The petitioner being best judge to use the amount of compensation at her own risk and responsibility, it is ordered that her application for release of the FDR amount is permissible. The petitioner will be entitled to get the amount of the FDR released as per the banking rules by getting the FDR amount at pre-mature stage.

The revision petition stands disposed of with the above observations.

April 10 ,2015
TSM

(M.M.S.BEDI)
JUDGE