

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 5519 of 2015 (O/M)
Date of decision : 10.9.2015

Karamjit Kaur and others

..... Revisionists

Versus

Stepping Stones High School

..... Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Ashwani Arora, Advocate, for the revisionists.

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KULDIP SINGH, J. (ORAL)

Learned counsel for the revisionists contends that vide order dated 18.6.2015, passed by this Court in FAO No. 3906 of 2015, this Court had ordered the JD to deposit the entire amount of compensation amounting to Rs. 32,75,000/- alongwith interest upto date at the rate of 7.5% per annum before the Executing Court within four weeks. It is further contended that the first appeal against the award passed by the Motor Accident Claims Tribunal, Chandigarh, i.e. FAO No. 3906 of 2016, is pending before this Court. Now, vide impugned order dated 3.8.2015, the Executing Court, while noticing that the amount has been deposited, ordered the release of the same to the revisionists/decreed-holders on furnishing indemnity bonds in the sum of Rs. 46 lacs with one surety in the like amount.

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Learned counsel for the revisionists contends that the condition of the lower Court directing the revisionists to furnish the indemnity bonds and surety bonds is unjustified.

Keeping in view the facts and circumstances, the present revision is partly allowed to the effect that the lower Court shall release a sum of Rs. 25 lacs alongwith interest without any surety and for the balance amount, the present revisionists/decreed-holders shall furnish surety undertaking to refund the balance amount, if so, directed by this Court.

The present revision is accordingly partly allowed.

(KULDIP SINGH)
JUDGE

10.9.2015
sjks