

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CR-500-2016 (O&M)

Date of Decision:25.02.2016

KARAMBIR

...Petitioner

VERSUS

**LD. MOTOR ACCIDENT CLAIMS TRIBUNAL, SONIPAT,
DISTRICT SONIPAT AND ANOTHER**

...Respondents

CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH

Present: Mr. Vikas Lochab, Advocate
for the petitioner.

Mr. Mahesh Dhir, Advocate
for respondent No.2.

DARSHAN SINGH J. (ORAL)

This revision petition has been preferred against the order dated 24.12.2015 vide which the application moved by the petitioner for premature release of the FDR has been partly allowed.

Learned counsel for the petitioner contended that the petitioner requires money to return the loan which he has taken at the time of his treatment. He requires money for repair of his house and maintenance of the children.

He further contended that the petitioner is major and is entitled to release of the entire amount to meet out his requirements.

Learned counsel for respondent No.2 has no objection.

I have duly considered the aforesaid contentions.

This fact is not disputed that the petitioner is major. The entire awarded amount was ordered to be deposited in FDR by the learned Tribunal. On the basis of the application moved by the petitioner, the learned Tribunal vide impugned order dated 24.12.2015 has released the 50% amount of the said FDR. As the petitioner requires money to return the loan taken by him at the time of his treatment, repair of his house and the maintenance of his family members. The requirements of the petitioner seems to be genuine. So, the present petition is hereby allowed.

The impugned order dated 24.12.2015 is hereby modified.

The Branch Manager, State Bank of India, Moti Lal Nehru Sports School, Rai, District Sonipat is directed to release whole of the amount of the FDR bearing account No.35411005549 dated 21.12.2015 along with the interest accrued till date as per the Rule.

(DARSHAN SINGH)
JUDGE

February 25, 2016
rajneesh