

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

CR No. 912 of 2016

Date of Decision:- 08.02.2016

Hawa Singh

...Petitioner

Versus

Anup Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present:- Mr. Sandeep Kumar Yadav, Advocate,
for petitioner.

SHEKHER DHAWAN, J.

Present petition under Article 226/227 of the Constitution of India for setting aside the order dated 23.07.2015 passed by Motor Accident Claim Tribunal, Narnaul (hereinafter referred to as 'the Tribunal') vide which the application for release of the FDR prematurely was dismissed.

Learned counsel for petitioner submitted that as per award dated 05.05.2014 pronounced by the Tribunal a sum of ₹1,60,000/- was awarded as compensation on account of injuries having been sustained by the petitioner, who is a student. The Court below released 50% of the amount whereas remaining 50% of the amount was ordered to be deposited in the term deposit. It is further submitted that petitioner had spent a sum of ₹95,000/- on account of medical treatment by arranging private loan for treatment. Petitioner requires the entire amount for repayment of private loan which is arranged for making payment of medical expenses.

In view of the above facts, present petition stands accepted and it is ordered that the entire amount of compensation, awarded by the Tribunal vide award dated 05.05.2014 along with interest, be released to petitioner in cash.

February 08, 2016

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**(SHEKHER DHAWAN)
JUDGE**