

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**CR No. 7608 of 2017 (O&M)
Decided on: 06.11.2017****Smt. Palvinder Kaur & Anr.****.....Appellants****versus****Govinder Singh Tokas & Ors.****.....Respondents****CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT****Present:** Mr. Tarun Dhingra, Advocate
for the appellant.*********RAJBIR SEHRAWAT, JUDGE (ORAL)**

The present petition has been filed challenging the order dated 31.05.2017 at Annexure P-1 vide which an application filed by the petitioner for release of the FDR with the Oriental Bank of Commerce, Sector 12 Karnal, for the amount of compensation, has been dismissed by the Tribunal.

Brief facts of the case, as available on the file, are that the petitioner had filed a claim petition claiming compensation on account of death of her husband. The other claimant was the minor daughter. The Tribunal allowed the claim petition. However to ensure the security of the money of the minor, the Tribunal ordered that an amount qua the share of minor, claimant No.2, shall be deposited in her name through FDR in any Nationalized Bank, for a period till she attain the age of majority. It was further ordered by the Tribunal that no charge shall be created against said deposits. However, 50% amount in the name of the present petitioner was ordered to be released to her.

The petitioner filed an application for release of the amount deposited in FDR in the name of minor daughter, on the ground that she had

decided to settle abroad for the bright future of her daughter. Still further, the petitioner claimed that the amount shall be spent only for the welfare and education of the minor daughter. However, the Tribunal rejected the application vide the impugned order dated 31.05.2017. The Tribunal has recorded that the amount was granted in the name of minor and for the welfare of the minor child, therefore, the same cannot be given to her mother-applicant. Accordingly, the application was dismissed.

This Court does not find anything illegal or perverse in the order passed by the Tribunal. The amount has been awarded on account of death of father of the minor. The minor herself is entitled to her share as per the award. Nothing specific has been shown by the petitioner as to how the amount shall be spent for the welfare of minor, if permitted to be released to her.

It is for the Tribunal to see the welfare of the minor child. The Tribunal did not feel convinced with the submissions of the petitioner. Therefore, the Tribunal has rightly rejected the application filed by the petitioner.

In view of the above, the present petition fails and the same is dismissed being devoid of any merits.

6th November, 2017

Manju

**[RAJBIR SEHRAWAT]
JUDGE**

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No