

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.6739 of 2013 (O&M)

Date of decision: 22.5.2018

Baby Kajal and another

...Petitioners

Versus

State of Punjab and others

...Respondents

Coram: Hon'ble Mr. Justice Rakesh Kumar Jain

Present: Ms.Veena Kumari, Advocate for the petitioner.

Mr.H.S.Sitta, AAG Punjab.

Rakesh Kumar Jain, J. (Oral)

This petition is preferred by Baby Kajal, aged 7 years and Master Badal, aged 4 years through their maternal grand father Kashmir Singh s/o Swarn Singh, who is 60 years of age.

There is no dispute that in pursuance of the interim orders passed by this Court, a sum of ₹2 lacs has been deposited in the name of both the petitioners separately in the Amritsar Co-operative Bank, Branch Chheharta by the respondents. The maternal grand father of the petitioners is getting interest of Rs.1100/- p.m. which is accruing as accrued on the said two fixed deposits.

Ms.Veena Kumari, counsel appearing on behalf of the petitioners has submitted that though this Court has secured the future of the petitioners with an amount, kept in fixed deposit in the bank, but they are unable to survive with the meager amount of ₹1100/- p.m. which they are receiving as interest because the grand father of the petitioners is not in a position to earn much. She has suggested that instead of ₹2 lacs, an amount of ₹One lac may be

ordered to be kept in fixed deposit and another ₹1 lac may be kept in the savings account in the same bank. The maternal grand father of the petitioners through whom the present petition has been filed as a next friend, may be allowed to withdraw ₹2000/- from the account of both the petitioners every month for the purpose of incurring day to day expenses.

The suggestion is on the ground that though the Court has secured their future but presently the petitioners are suffering for want of adequate resources. The suggestion made by the petitioners is logical, therefore, the present petition is disposed of with a direction to the Amritsar Co-operative Bank, Branch Chheharta that out of the amount of ₹2 lacs kept in the name of both the petitioners in fixed deposit, transfer ₹1 lac in the name of petitioners by opening their savings bank account and keep the other sum of ₹1 lac in the fixed deposit. The Bank shall pay interest accruing on the FDR to the maternal grand father of the petitioners, namely, Kashmir Singh son of Swarn Singh and would allow him to withdraw ₹2000/- from the account of both the petitioners. This arrangement is made keeping in view the tender age of the petitioners who require more resources for their day-to-day life.

With these observations, the present petition is disposed of.

May 22, 2018
Meenu

(Rakesh Kumar Jain)
Judge

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