

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

**112**

**CR No.1705 of 2020**

Date of decision : 13.03.2020.

**Dilip Singh and another**

... Petitioners

Versus

**Union of India**

.. Respondent

**CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present:- Mr. Narender Kaajla, Advocate for the petitioners.

Mr. Karminder Singh, Standing Counsel with  
Mr. P.S. Walia, Advocate for the respondent-Ministry of Railways.

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**Anupinder Singh Grewal, J. (Oral)**

The petitioners are seeking modification of the award dated 13.12.2019 whereby the Railway Claims Tribunal (for short, 'the Tribunal') has ordered to release 10% of the amount of compensation in cash to the petitioners while rest of the amount has been ordered to be kept in FDRs, for a period of five years and the interest thereon shall be disbursed monthly to them.

Learned counsel for the petitioners contends that petitioner No.1 is 56 years old while petitioner No.2, who is the wife of petitioner No.1, is 54 years old and they are in dire need of money which should be disbursed to them. He has relied upon the judgments of the Coordinate Benches of this Court in the cases of *Mina Devi and others versus Union of India*, in Civil Revision No.3645 of 2019, decided on 31.05.2019 and *Babita and others versus Union of India*, in Civil Revision No.895 of 2020, decided on 07.02.2020, wherein it was directed that the entire amount be released to the petitioners therein.

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Issue notice to the respondent.

Mr. Karminder Singh, Advocate (Standing Counsel of the Ministry of Railways), accepts notice on behalf of the respondent and states that it is in the interest of the petitioners themselves that 90% of the amount of compensation be put in FDRs as they would be able to sustain themselves on the interest accruing therefrom.

Heard.

The petitioners are over 50 years of age and are stated to be in need of money. The total compensation which has been awarded by the Tribunal is ₹8 lacs approximately. It would be in the interest of justice, equity and fair play if the petitioners are disbursed the entire amount of compensation. It would be open to them how to utilise the same as they are mature persons and it is expected that they will put it to use in a prudent manner. In the cases of *Mina Devi and others versus Union of India (supra)* and *Babita and others versus Union of India(supra)*, the Coordinate Benches, in similar circumstances, had directed that the entire amount of compensation be paid to the claimants.

Consequently, the petition is allowed and the award of the Railway Claims Tribunal dated 13.12.2019 is modified to the extent that the entire amount of compensation along with interest accrued thereon shall be paid to the petitioners within a period of two months from now.

(ANUPINDER SINGH GREWAL)  
JUDGE

March 13, 2020  
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