

Dharambir

.....Petitioner

versus

Mong Singh and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Sagar Aggarwal, Advocate
for the petitioner

Mr. Rahul Pathania, Advocate for
Mr. R.C. Kapoor, Advocate
for respondent No. 3

Sudhir Mittal, J. (Oral)

On account of permanent disability incurred by the petitioner in a motor accident, compensation of Rs. 21,23,875/- was awarded by the MACT Kurukshetra vide judgment dated 04.10.2019. However, 75% of the said amount was ordered to be kept in a fixed deposit for a period of five years.

In March 2020, the petitioner – claimant filed an application for release of the amount kept in the fixed deposit on the ground that he needed the same for his future treatment as well as to purchase a plot for residential house. The application was partially allowed vide order dated 13.03.2020 and directions were issued to release Rs. 8 lacs, out of the fixed deposit of Rs. 17.50 lacs. The said amount was ordered to be released as in the application it was mentioned that a sum of Rs. 7.83 lacs is required for an artificial limb.

Learned counsel for the petitioner submits that the petitioner – claimant is a major and there is no valid reason for denying him the entire compensation. Thus, order dated 13.03.2020 may be modified and it may be directed that the entire amount kept in fixed deposit be released.

Learned counsel appearing for respondent No. 3 has no objection in case such an order is passed.

Accordingly, revision petition is allowed and it is directed that remaining amount in the fixed deposit be also released in favour of the petitioner alongwith interest accrued thereupon.

December 14, 2020

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No