

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAF) NO. 359 OF 2021 IN
FIRST APPEAL NO. 1335 OF 2017

Shameena Begum wd/o Shaikh Mujib and others

..vs..

Union of India, through it's General Manager, South Central Railway, Secunderabad

 Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

Court's or Judge's orders

Shri R.G. Bagul, Advocate for applicants
 Shri N.P. Lambat, Advocate for respondent

CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATED : 11/02/2022

Hearing was conducted through Video Conferencing and the learned counsel agreed that the audio and visual quality was proper.

2. By judgment dated 26/04/2018, this Court had allowed the appeal and directed the respondent-Union of India to deposit Rs.4,00,000/- before the Railway Claims Tribunal, Nagpur with interest @ 7.5% per annum from the date of the claim petition till the date of amount is deposited. Consequently, by order dated 28/01/2021, this Court, in view of the judgment in the Hon'ble Supreme Court in **Union of India Vs. Rina Devi - AIR 2018 SCC 2362**, directed the respondent to deposit the balance amount of Rs.2,71,545/-.

3. Learned Counsel for the appellants states that the respondent- Union of India has deposited the entire amount and that the same invested in Fix

Deposit. She states that the appellants require the money towards education expenses and other expenses of appellant nos. 2 and 3. In view of the reason stated in the application, 40% of the amount along with accrued interest is ordered to be paid to appellant no.1- Sameena Begun wd/o Shaikh Mujib. The balance amount of 30% each with proportionate interest accrued thereon to be invested in the name of the appellant nos. 2 and 3 respectively who are the minor children of the deceased. The said amount to be invested in any National Bank initially for a period of six years with further renewal till the date the appellant nos.2 and 3 attain the age of majority. The application stands disposed of.

JUDGE

R.S. Sahare