

**124-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CR-1783-2022

Date of decision: 27.05.2022

Rameshwar Sah and another

.....Petitioners

versus

Union of India

.....Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Upender Prasher, Advocate
for the petitioners.

FATEH DEEP SINGH, J. (ORAL)

Heard counsel for the petitioners.

The petitioners-Rameshwar Sah and Nirmala Devi, who happens to be the legal heirs of deceased-Mukesh Kumar, secured an award dated 07.01.2022 from the Railway Claims Tribunal, Chandigarh Bench, Chandigarh, to the tune of Rs.8 lakh which was ordered to be disbursed, Rs.4,00,000/- each to the petitioners. However, only 10% of the awarded amount was ordered to be released to the applicants and the remaining 90% was ordered to be put up by way of FDR which is against this very order of placing money in the FDR. The petitioners have invoked the jurisdiction of this Court in the instant revision. Upon hearing, since all the applicants at the time of filing of the claim petition were major and so are at this juncture, more so, some of them are on the verge of

attaining 50-60 years of age and if the amount is allowed to be kept by way of FDR, the very purpose of the award of compensation would be rendered futile. Thus, keeping in view the ends of justice and necessity and need of the applicants, at this stage, necessitates allowing of the present revision.

The amounts kept in the FDRs as per order of the Tribunal be released and credited in the personal accounts of the applicants against proper receipt and due identification as per rules.

The present petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

27.05.2022

Neha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No