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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CM(M) 1961/2024**

SMT JYOTI BANSAL & ANR. Petitioners

Through: **Mr. Sudhir Gupta, Adv.**

versus

SH. MONOO KUMAR & ORS. Respondents

Through: **None.**

CORAM:

HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER

% **26.02.2024**

CM APPL. 11410/2024 (Ex.)

1. Allowed, subject to all just exceptions.
2. The application stands disposed of.

CM(M) 1961/2024 and CM APPL. 11409/2024 (Stay)

3. The petitioner, who is the wife of respondent No.1, is assailing the impugned order dated 04.11.2023, whereby the application of respondent No.2/mother-in-law seeking reimbursement of medical expenses to the tune of Rs. 12,61,915/- has been allowed. It is acknowledged by the learned counsel for the petitioner that the injured is presently under the care and protection of respondent no. 2, i.e., his mother.

4. It is borne out from the record that the impugned award dated 14.05.2022 was passed based on a settlement arrived at between the parties before the Lok-Adalat. Evidently, the respondent No.1 who is



an ex-Army man, is presently under coma and is immobile.

5. At present, the only grievance of the learned counsel for the petitioner is that earlier the interest was being credited in the joint account being run by her as well as respondent No.1/husband, which has since been changed and the amount of salary is being deposited in a new bank account at the behest of the respondent No.2/mother-in-law and she is being deprived of reasonable amount towards her maintenance and that of her child.

6. After some arguments, learned counsel for the petitioners submits that he may be allowed to withdraw the present petition with liberty to seek appropriate reliefs, including the relief which is sought in the present petition under Article 227 of the Constitution of India, before the learned Tribunal. The petitioner is allowed to withdraw the present petition with liberty to seek appropriate reliefs before the learned Tribunal.

7. Learned Tribunal shall consider all the issues after hearing both the parties and decide such issues as per the law.

8. The present petition stands disposed of.

DHARMESH SHARMA, J.

FEBRUARY 26, 2024

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