

In the court of Principal District Judge-cum-MACT, Rohtas at Sasaram

Execution Case No. 03 of 2026

1. Manju Devi @ Manju Kunwer, aged 38 years,
Wife of Late Baliram Singh @ Purnawasi Singh
2. Rinku Kumari, aged 22 years,
Daughter of Late Baliram Singh @ Purnawasi Singh.
3. Batar Kumari @ Pinki Kumari, aged 16 years (Minor)
4. Muni Kumari @ Pooja Kumari, aged 12 years (Minor)
Daughters of Late Baliram Singh @ Purnawasi Singh
(Under the guardianship of Manju Devi @ Manju Kunwer,
mother and natural guardian)
RR/o- Vill- Chitauli, P.O.- Muradabad, P.S.- Sasaram (Muff) Distt.-
Rohtas

..... Decree Holders

Versus

1. Branch Manager, United India Insurance Company Ltd.,
Old G.T. Road, Sasaram, Distt.- Rohtas (Insurer of Vehicle)
2. Legal Office, United India Insurance Company Ltd, Chanakaya
Tower, Beer Chand Patel Path, R Block, T.P. Hub, 3rd Floor, Patna.

.....Judgment Debtors

Present: Sri Krishna Kumar Yadav. Ld. Counsel for the DHs.
Sri Subodh Prasad Srivastava. Ld. Counsel for the JDs.

ORDER

10.04.2026

Ld. Counsel for the Decree Holders has filed the present case for execution of decree passed in M.V. Claim Case No. 96/2013.

Case has been called out. Ld. Counsels on behalf of decree holders and judgment debtors have appeared.

Learned Counsel on behalf of decree holders has appeared along with all the decree holders and filed a petition supported with their affidavits along with Aadhaar, PAN and Ration Card. He submitted that the Judgment Debtors were directed vide Judgment dated 18.01.2016 passed in M.V. Claim Case No. 96/2013 to pay the Award amount Rs. 5,01,500/- along with interest of 9 % from the date of filing till date realization within two months. Thereafter, the decree holders filed a Misc. Appeal No.1188/2016 before the Hon'ble High Court, Patna,

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in which it has been directed to pay Rs. 33,53,000/- to the decree holders. Further, it has been directed that out of total compensation of Rs. 33,53,000/-, the appellant No. 2, 3 and 4 should be paid Rs. 7,00,000/- each and the rest amount be paid to the appellant no. 1. Ld. Counsel for the decree holders prayed to allow them to receive the above cheques, which have been submitted by Judgment Debtors.

Ld. Counsel on behalf of Judgment Debtors appeared and submitted that four cheques have already been submitted in favor of Decree Holders and he has no objection, if the said cheques are given to them.

Heard and perused the record.

From perusal of case record, it transpires that the instant case has been filed for execution of decree passed in M.V. Claim Case No. 96/2013 by the Hon'ble Court vide judgment dated 11.11.2025 in Misc. Appeal No. 1188/2016.

As per Para 41 of judgment dated 11.11.2025 in Misc. Appeal No. 1188/2016, it has been directed to the judgement debtors to deposit Rs. 33,53,000/- in favor of Decree Holders. Further, it has been observed that the children i.e. appellant nos. 2 to 4 must have become major and hence, there is no need to deposit their shares in fixed deposit scheme. It is further directed that out of total compensation of Rs. 33,53,000/-, the appellant nos. 2, 3 and 4, Pinki Kumari, Batar Kumar and Muni Kumari, respectively should be given Rs. 7,00,000/- each and the rest amount be paid to appellant no.1.

The judgment debtors have submitted the following cheques drawn on Axis Bank in favour of decree holders as detailed below:-

- 1). Cheque no. 013117 dated 18.03.2026 in favour of Manju Kunwer for Rs. 29,50,235/-
- 2). Cheque no. 013124 dated 18.03.2026 in favour of Rinku Kumari for Rs. 16,48,561/-
- 3). Cheque no. 013123 dated 18.03.2026 in favour of Pinki Kumari for Rs. 16,48,561/-
- 4). Cheque no. 013121 dated 18.03.2026 in favour of Pooja Kumari for Rs. 16,48,561/-

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It appears that there are discrepancies in the names, which are mentioned in the judgment dated 11.11.2025 in Misc. Appeal No. 1188/2016 and in the cheques submitted by judgment debtors.

In the meantime, a report has been called for from the Principal Probation Officer, Rohtas at Sasaram, regarding verification of names of the decree holders and majority of the children of the appellant no.1, who submitted his report along with Aadhaar, PAN and Ration Card of all the appellants in which it is mentioned that appellant no.1 Manju Devi is also named as Manju Kunwer and she has three daughters namely (1) Pinki Kumari, who is also named as Rinku Kumari, aged 24 years, (2) Batar Kumar, who is also named as Pinki Kumari, aged 16 years, (3) Muni Kumari, who is also named as Pooja Kumari, aged 14 years.

After perusal of the verification report submitted by the Principal Probation Officer, Rohtas at Sasaram. It is clarified that the names, which are mentioned in the judgment dated 11.11.2025 in Misc. Appeal No. 1188/2016 and in the cheques submitted by judgment debtors are related to same persons and appellants nos. 3 and 4 have not attained the age of maturity. However, as per para 41 of judgment dated 11.11.2025 in Misc. Appeal No. 1188/2016, it is observed that the children i.e. appellant nos. 2 to 4 must have become major and hence, there is no need to deposit their shares in fixed deposit scheme, but as per report of the Principal Probation Officer Rohtas at Sasaram and affidavit submitted by the appellant no.1 Manju Devi @ Manju Kunwer supported with Aadhaar, PAN and Ration Card, it appears that in fact date of birth of appellant no. 3, Batar Kumari @ Pinki Kumari is 06.06.2010 and date of birth of appellant no. 4, Muni Kumari @ Pooja Kumari is 02.02.2012.

Considering the facts and circumstances as discussed above, the cheque amount of the appellant nos. 3 and 4 should be fixed deposit in their bank i.e., Bank of Maharashtra at Sasaram (Branch Code 2301) till they attain the age of majority and cheque amount of the appellant nos. 1 and 2 should be deposited in their respectively saving accounts.

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Office is directed to comply the above order minutely.

At this stage, Learned Counsel on behalf of decree holders have also filed a petition to dispose of this Execution Case. Accordingly, this Execution case is hereby disposed of being full and final satisfied.

(Dictated and corrected)

(Anuj Kumar Jain)
Principal District Judge-
Cum-MACT
Rohtas at Sasaram.

