

Misc CrI 830/2026 & 831/2026
SC No. 34/2006
STATE Vs. ARVIND KUMAR
FIR No. 231/2004
PS Kotla Mubarakpur
U/s 307 IPC

26.05.2026

Present : Sh. Jagdamba Pandey, Ld. Substitute Additional PP
for the State.
Applicants Vivek Chaudhary and Ms. Latika
Chaudhary with Ld. Counsel Sh. D. K. Singh.

These are two separate applications filed on behalf of the Applicants Vivek Chaudhary and Ms. Latika Chaudhary for release of two FDRs bearing No. 0267401004397/1 and 0267401004398/1 amounting to Rs. 50,000/- each.

It is argued by Ld. Counsel for both the Applicants that a case FIR No. 231/04 was registered against the accused Arvind Kumar, i.e. father of the Applicants herein, and vide Judgment dated 11.03.2010 and Sentencing dated 16.03.2010, Arvind Kumar was sentenced to pay compensation of Rs. 50,000/- each to injured kids, i.e. Vivek Chaudhary and Latika U/s 357 Cr.P.C., in the shape of FDRs and thereafter in compliance of the same, two FDRs were deposited by the convict Arvind Kumar in the Court. It is submitted that said FDRs are still lying on the judicial file and request is made to release the said FDRs in favour of the Applicants.

On perusal of Order on Sentence dated 16.03.2010, it is evident that Ld. Additional Sessions Judge granted compensation of Rs. 50,000/- each to injured Vivek Chaudhary and Ms. Latika Chaudhary i.e. son and daughter of the convict Arvind Kumar.

It is submitted that both the Applicants have attained the age of majority i.e. 18 years and their father Sh. Arvind Kumar has expired on 29.12.2023.

I have heard the submissions and perused the record.

From the perusal of the order on sentence dated 16.03.2010, it is evident that the convict Arvind Kumar was directed to pay Rs.50,000/- each to his children under Section 357 Cr.P.C. in the form of FDR which was to be released to them at the time of their attaining the 18 years of age.

Copies of Aadhar Card of both the Applicants are taken on record which shows that year of birth of Vivek Chaudhary is 1996 and year of birth of Ms. Latika Chaudhary is 1995. Hence, both have attained the 18 years of age.

From perusal of the main case file, it is evident that said FDRs are lying on the judicial file. No document on record that the conviction is set aside. Under these facts and circumstances, I allow the applications and directed to release the FDRs to both the Applicants as they have already attained the age of 18 years, against proper receipts. Copy of FDRs be kept on record. Ordered accordingly.

File be consigned to Record Room.

(SANJEEV KUMAR AGGARWAL)
Principal District & Sessions Judge
South East District, Saket Courts,
New Delhi/26.05.2026