

United India Insurance Co. Ltd. Vs. Meera Devi & Ors.

FAO No. 19/2025

26.02.2026 Present: Mr. Vivek Negi, Advocate, for the appellant.
Mr. Dhiraj Thakur, Advocate, for respondents No. 2 to 4 , 6 & 7.
Mr. H.C. Sharma, Advocate, for respondents No. 8 and 10.
Mr. D.S. Nainta, Advocate, for respondent No. 9.

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Mr. D.S. Nainta, Advocate, has put in appearance on behalf of respondent No. 9. He prays for and is granted two weeks' time to file Power of Attorney. List thereafter.

The perusal of record reveals that respondent No. 1 has been duly served, however, there is no representation on her behalf, hence she is proceeded against ex parte.

CMP No. 19857/2025

The present application under Section 151 CPC has been filed on behalf of applicants/respondents No. 2 to 4, 6 & 7, for release of the award amount lying deposited in the Registry of this Court. As per the applicants, they need money to meet out their day to day expenses, as they are in huge financial crunch. The application is duly supported by the affidavits of all the applicants.

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Reply to the application has been filed, wherein, prayer made in the application has been opposed on the ground that in the event of appeal being allowed, it would be difficult for the Insurance Company to recover the amount, so released.

Heard. Having perused the averments made in the application, which are duly supported by the affidavits of all the applicants, this Court finds it in the interest of justice to release 30% of the awarded amount, in favour of applicants/respondents No. 2 to 4, 6 & 7, as per their respective shares, lying deposited in the Registry of this Court, alongwith up-to-date interest, after proper verification and identification, by remitting the same to their bank accounts, details whereof have been given in para-4 of the application. Ordered accordingly.

However, release of amount would be subject to final outcome of the appeal and in the event of appeal being allowed, the applicants/claimants will have to refund the amount, so released, with interest @ 6% per annum.

The application stands disposed of.

(Sushil Kukreja)
Judge

26th February, 2026
(raman)