

**Reliance General Insurance Co. vs. Ved Parkash
& others.**

FAO No.51 of 2018

14.07.2023

Present: Mr. Jagdish Thakur, Advocate, for the appellant.

Mr. Anirudh Sharma, Advocate, for respondent No.1.

Mr. Sanjay Bhardwaj, Advocate, for respondents No.2 & 3.

CMP No.7212 of 2023

This application has been filed on behalf of respondent No.1, Ved Prakash, for discharging his next friend/guardian, i.e. his uncle Sh. Jaswinder Singh from representing him because he has attained majority.

Copy of Matriculation Education Certificate of the applicant/respondent No.1, indicating his date of birth as 20.06.2001, has been placed on record. Applicant/respondent No.1, Ved Prakash has attained majority on 20.06.2019.

No objection has been communicated for allowing the application.

In view of the above, Sh. Jaswinder Singh, uncle of respondent No.1, Ved Prakash, is discharged from representing him and respondent No.1, Ved Prakash is permitted to represent him in his own capacity.

Application stands disposed of.

CMP No.7213 of 2023

This application has been filed on behalf of respondent No.1, Ved Prakash, for release of amount of compensation in his favour.

Application has been opposed by non-applicant/appellant on the ground that the amount of compensation awarded by learned MACT is on higher side and there is every likelihood of reduction thereof and in such eventuality, it would be difficult to recover the same from applicant/respondent No.1.

Learned counsel for the applicant/respondent No.1 submits that applicant has suffered 58% disability and he is agitating for getting just and fair compensation since long.

Considering the rival contentions of the parties, it would be appropriate to release, at this stage, 50% of awarded compensation amount alongwith up-to-date interest, in favour of the applicant/respondent No.1 Ved Prakash by remitting the same in his bank account mentioned in Para 4 of the application. Photocopy of front page of Pass Book, has also been placed on record.

Needless to say that release of the amount shall be subject to final outcome of the appeal and in case, it is found that excess amount has been released to the

applicant/respondent No.1, he shall be liable to refund the same alongwith interest.

Application stands disposed of.

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List for final hearing on **06.09.2023**.

(Vivek Singh Thakur)
Judge

14th July, 2023
(reena)