

FAO No. 177 of 2016

17.05.2017	Present:	Mr. Shivank Singh Panta, Advocate, for the appellant. Mr. Amit Kumar Dhumal, Advocate, for respondents No. 1 to 3.
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CMP No. 2519 of 2017

The present application is maintained by the applicant/respondent No. 1, Anita Kumari, under Section 151 CPC, for releasing the amount, which is lying deposited in the Registry of this Court. As per the applicant, she is in dire need of money to meet out her day to day expenses, as well as for the maintenance of her minor son. The application duly supported by an affidavit. Reply to the application has been filed, wherein it has been averred that as the award is liable to be set aside, the application be dismissed.

Heard. Taking into consideration the fact that the appeal is pending adjudication, also the fact that the applicant, who is a widow lady and who has to maintain herself and also her minor son, so this Court finds that the interest of justice would be met, in case, the applicant/respondent No. 1 is allowed to withdraw 30% amount, of her share. Therefore, it is ordered that 30% amount, of the share of the applicant, with proportionate interest, be released to the applicant/respondent No.1 through her individual savings bank account of a nationalized bank. The application stands disposed of.

(Chander Bhusan Barowalia)
Judge

17th May, 2017
(raman)

