

Liberty General Insurance Co. Ltd. Vs. Sumi Devi & Ors.

FAO No. 59/2025

25.02.2026 Present: Mr. Chandan Goel, Advocate, for the appellant.

Mr. Sanjay Ranta, Advocate, for respondents No. 1 to 8.

None for respondents No. 9(a) to 9(c).

FAO No. 59/2025

Even though, Mr. Mayank Sharma, Advocate, has appeared on behalf of respondents No. 9(a) to 9(c) on the last date of hearing, however, his name is not reflecting in the cause list.

Therefore, Registry is directed to reflect the name of Mr. Mayank Sharma, Advocate, as counsel for respondents No. 9(a) to 9(c), in the cause list, henceforth.

CMP No. 30825/2025

The present application under Order 32, Rule 12, read with Section 151 of the Code of Civil Procedure, has been filed on behalf of applicant/respondent No. 3 Sakshi, for discharging her natural guardian, as she has attained the age of majority.

Learned counsel for the non-applicant/appellant submitted that he does not intend to file any reply to the present application and he has no objection in case the same is allowed.

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Heard. Having regard to the averments made in the application, which is duly supported by an affidavit of the applicant and also taking into consideration the fact that the applicant has now attained the age of majority, as is evident from copy of Matriculation Certificate, annexed with the application as Annexure X-1, wherein her date of birth has been mentioned as 15.12.2004, the present application is allowed and natural guardianship of applicant/respondent No. 3, Sakshi is ordered to be discharged and she is permitted to pursue the case in her own capacity.

The application stands disposed of.

CMP No. 30823/2025

The present application under Section 151 CPC has been filed on behalf of applicants/respondents No. 1, 3 & 5 to 8 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 well as for the purpose of education of some of the applicants. 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 is 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. 1, 3 & 5 to 8, 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-3 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

25th February, 2026
(raman)