

**NIAC Ltd. Vs. Anita Devi & Ors.**

**FAO No. 170/2025**

25.03.2026 Present: Mr. H.C. Sharma, Advocate, for the appellant.

Mr. Sanket Sankhyan, Advocate, vice Mr. Arvind Sharma, Advocate, for respondents No. 1 to 3.

Mr. Shivom Vashishta, Advocate, for respondents No. 4 & 5.

**CMP No. 30827/2025**

The present application under Section 151 CPC has been filed on behalf of applicants/respondents No. 1 & 3, for release of the award amount lying deposited in the Registry of this Court. However, since applicant/respondent No. 3 is minor, at this stage, no amount can be released in her favour. As per applicant No. 1 she needs money to meet out her day to day expenses, repayment of old debts taken after the death of her husband as well as for the education of her children. The application is duly supported by an affidavit of applicant No. 1.

Reply to the application has been filed, wherein, prayer made in the application is 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.

....2....

Heard. Having perused the averments made in the application, which is duly supported by an affidavit of applicant No. 1, this Court finds it in the interest of justice to release 30% of the awarded amount, in favour of applicant/respondent No. 1 Anita Devi, as per her share, lying deposited in the Registry of this Court, alongwith up-to-date interest, after proper verification and identification, by remitting the same to her bank account, details whereof has been mentioned in para-8 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 applicant/claimant will have to refund the amount, so released, with interest @ 6% per annum.

The application stands disposed of.

**CMP No. 30215/2025**

At the request of learned vice counsel for applicants/respondents No. 1 to 3, list after two weeks.

**( Sushil Kukreja )  
Judge**

**25<sup>th</sup> March, 2026**  
(raman)