

**FAO No. 593 of 2016**

01.04.2017 Present: Mr. Jagdish Thakur, Advocate, for the appellant.  
Mr. Sanjeev Kuthiala, Advocate, for respondents  
No. 1 to 3.  
None for the other respondents.

**CMP No. 1570 of 2017**

The present application is maintained by the applicant/respondent No. 1, Smt. Nikki Devi, under Section 151, CPC for releasing the amount, which is lying deposited in the Registry of this Court. As per the applicant, after the death of her husband, she is facing difficulties to meet out her day to day expenses and in dire need of money for her general expenses. Learned counsel for the applicant submitted that as the applicant is in need of money, so an amount of ₹ 2,00,000/ (Rupees two lakh), out of the share of the applicant, be released to her. Learned counsel for the non-applicant states that the amount, for which applicant is praying, is very much on the higher side and a reasonable amount may be released to the applicant. The application is duly supported with an affidavit. No reply to the application has been filed nor intended to be filed.

Heard. Taking into consideration the averments made hereinabove, it is ordered that let an amount of ₹ 1,00,000/- (Rupees one lakh) out of the share of applicant/respondent No. 1, be released to the her, through her individual savings bank account of a nationalized bank. The application stands disposed of.

**CMP No. 1571 of 2017**

The present application is maintained by the applicant/respondent No. 2, Sunil Kumar, under Order 32, Rules 8 & 12 CPC, read with section 151 CPC, for discharging the guardianship and releasing the money, which is lying deposited before the Registry of this Court. As per the applicant, when the case was filed applicant/respondent No. 2 was minor and pursuing the case through his natural guardian. During the pendency of the appeal applicant/respondent No. 2 has attained majority and in these circumstances, natural guardianship of applicant/respondent No. 2 is required to be discharged. The application is duly supported with an affidavit and matriculation certificate.

Heard. As applicant/respondent No. 2 has attained majority, the present application is allowed and applicant/respondent No. 2 is allowed to contest the appeal on his own.

It is further averred in the application that the applicant is in need of money and ₹ 2,00,000/- (Rupees two lakh) be released in favour of the applicant. Learned counsel for the non-applicant submitted that the amount, for which the applicant is praying, is very much on the higher side and a reasonable amount may be released to the applicant.

Heard. Taking into consideration the averments made hereinabove, it is ordered that let an amount of

₹ 1,00,000/- (Rupees one lakh), out of the share of applicant/respondent No. 2, Sunil Kumar, be released to him, through his individual savings bank account of a nationalized bank. The application stands disposed of.

**CMP No. 1569 of 2017**

The present application is maintained by the applicant/respondent No. 3, Smt. Roshni Devi, under Section 151, CPC for releasing the amount, which is lying deposited in the Registry of this Court. As per the applicant, after the death of her son, she is facing hardships to meet out her day to day expenses and in dire need of money for her general expenses. Learned counsel for the applicant has submitted that as the applicant is in need of money, so an amount of ₹ 1,50,000/- (Rupees one lakh fifty thousand), out of the share of the applicant be released to her. Learned counsel for the non-applicant states that the amount, for which applicant is praying, is very much on the higher side and a reasonable amount may be released to the applicant. The application is duly supported with an affidavit. No reply to the application has been filed nor intended to be filed.

Heard. Taking into consideration the averments made hereinabove, it is ordered that let an amount of ₹ 75,000/- (Rupees Seventy five thousand), out of the share of

applicant/respondent No. 3, be released to the her, through her individual savings bank accounts of a nationalized bank. The application stands disposed of.

**(Chander Bhusan Barowalia)**  
**Judge**

**1<sup>st</sup> April, 2017**  
*(raman)*

