

The Chairman, HPSEBL & Ors. Vs. Hanso & Ors.

FAO No. 214/2023

08.01.2026 Present: Ms. Sunita Sharma, Senior Advocate with Mr. Mohit Sankhyan, Advocate, vice Mr. Dhananjay Sharma, Advocate, for the appellants.

Mr. Surender K. Sharma, Advocate, for respondents No. 1 to 4.

CMPs No. 31231 & 32051/2025

The present applications under Section 151 of CPC have been filed on behalf of applicants/respondents No. 1 to 4, for release of the award amount, lying deposited before the learned Commissioner, Employee's Compensation Act, Chamba, District Chamba, H.P. As per the applicants, their mother, i.e. respondent No. 1, Smt. Hanso, is suffering from cancer and is under treatment from IGMCH, Shimla. The doctors have advised her Immunotherapy, for which, Rs. 3,00,000/-, after the interval of every 20 days is required. However, in absence of sufficient source of income, the applicants are unable to give proper treatment to their mother. The applications are duly supported with the affidavits of all the applicants as well as copies of prescription slip and medical history of respondent No. 1.

No reply to the applications is intended to be filed. However, learned Senior Counsel appearing on behalf of the non-applicants/appellants opposed the

....2....

prayer made in the application on the ground in the event of appeal being allowed, it will be difficult for the appellants to recover the amount, so released.

Heard. Having perused the averments made in the applications, which are duly supported by the affidavits of all the applicants, as well as copies of prescription slip and medical history of respondent No. 1, this Court finds it in the interest of justice to release 30% of the award amount, alongwith up-to-date interest, in favour of applicants/respondent No. 1 to 4, as per their respective shares, lying deposited before the learned Commissioner, Employee's Compensation Act, Chamba, District Chamba, H.P., after proper verification and identification by remitting the same to their bank accounts, details whereof shall be provided by learned counsel for applicants/respondents No. 1 to 4 before the Court of learned Commissioner below. Ordered accordingly.

However, it is made clear that the release of amount shall 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.

...3...

The applications stand disposed of.

(Sushil Kukreja)
Judge

8th January, 2026
(raman)