

**IFFCO TOKIO General Insurance Co. Ltd. Vs.  
Bimla Devi & Ors.**

**FAO No. 328/2023**

11.11.2025 Present: Mr. P.S. Chandel, Advocate, for the appellant.

Mr. Amit Kumar Dhumal, Advocate, for respondents No. 1 & 2.

None for respondent No. 3.

Ms. Rashmi, Advocate, vice Mr. Vikas Chauhan, Advocate, for respondent No. 4.

**FAO No. 328/2023**

Learned counsel for the appellant stated that steps for the service of respondent No. 3 have already been taken. The Registry is directed to submit report in this respect.

List on **13.11.2025**.

**CMP No. 22430/2025**

The present application under Section 151 of CPC has been filed on behalf of applicants/respondents No. 1 & 2 for release of the amount, lying deposited in the Registry of this Court. As per the applicants, they need money to meet out their day to day expenses, including medical expenses. The application is duly supported with the affidavits of both the applicants.

No reply to the application has been filed despite opportunity granted in this regard. However, learned counsel for the non-applicant/appellant has

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opposed the prayer made in the application on the ground that in the event of appeal being allowed, it will 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 with the affidavits of both the applicants, this Court finds it in the interest of justice to release an amount of Rs. 5,00,000/- each, in favour of applicants/respondents No. 1 & 2, lying deposited in the Registry of this Court, after proper verification and identification by remitting the same to their bank accounts, details whereof have been given in para-4 of the application. 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.

The application stands disposed of.

**( Sushil Kukreja )**  
**Judge**

**11<sup>th</sup> November, 2025**  
(raman)