

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

**FAO No. 297/2025**

22.12.2025 Present: Mr. Praneet Gupta, Advocate, for the appellant.

Mr. Surinder Saklani, Advocate, for respondents No. 1 & 2.

Mr. Ravneet Kumar, Advocate, for respondent No. 3.

**CMP No. 30588/2025**

The present application under Section 151 CPC has been filed on behalf of applicant/respondent No. 1, Kamlesh Devi, for release of the award amount lying deposited in the Registry of this Court. As per applicant/respondent No. 1, she is in dire need of money to meet out her day to day expenses. The application is duly supported by an affidavit of the applicant.

No reply to the application is intended to be filed. However, learned counsel for the non-applicant/appellant has opposed the prayer for release of amount 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 regard to the averments made in the application, which is duly supported by an affidavit of the applicant, this Court finds it in the interest of justice to release 30% of the awarded amount, falling in the share of

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applicant/respondent No. 1, Kamlesh Devi, 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 have been given in para-2 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.

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Notice issued to respondent No. 4 has been received back unserved for want of correct address. Let fresh notice be issued to respondent No. 4 returnable within eight weeks, on taking steps within two weeks. List thereafter.

**( Sushil Kukreja )  
Judge**

**22<sup>nd</sup> December, 2025**  
(raman)