

CLMA No. 9352/2018 (Money Withdrawal Application)

IN

AO No. 361 of 2017

**Hon'ble V.K. Bist, J.**

Mr. Sarvesh Agarwal & Mr. Bharat Tewari, Advocates for the appellant.

Mr. Abhishek Verm, Advocate for respondent nos.1 to 7.

Heard learned counsel for the parties.

This money withdrawal application has been filed by the applicant/respondent no. 1 for permitting her to withdraw the awarded amount deposited by the appellant before Tribunal concerned.

Learned counsel for respondent nos. 1 to 7 submitted that respondent nos.1 to 7 are very poor. He further submitted that the respondent no. 1 is in a very urgent need to get the aforesaid amount deposited by the appellant/corporation, as the respondent no. 1/ claimant is suffering from various ailments and is under treatment; therefore, she needs immediate financial help. He requested that, for urgent need and also for medical check up, Rs.50,000/- be given to her by way of bank draft. Regarding further amount he submitted that in case amount is released in favour of the respondent no.1, then the respondent no.1 will deposit the same in a fixed deposit interest earning scheme and from the

monthly interest earned, their daily need will be met.

Learned counsel for the respondent nos.1 to 7 fairly stated that he will not charge any fee from his client.

After considering the submission of learned counsel for the parties, it is directed that an amount of Rs.50,000/- (Rupees Fifty Thousand Only) shall be given to the applicant/respondent no.1 by way of bank draft for her immediate need. Remaining amount shall be deposited in a fixed deposit account in the joint name of respondent no.1 to respondent no.7 in which monthly interest is given. Applicant/respondent no.1 is permitted to withdraw monthly interest for maintaining herself. Further Registry is directed to remit the entire sum, deposited under the statutory provision, to the Tribunal concerned within two weeks from today. The amount so remitted by this Court as well as the amount already deposited with the Tribunal, shall also be invested by the Tribunal in a fixed deposit scheme as directed above.

Money withdrawal application stands disposed of.

Let a certified copy of this order be issued within twenty four hours.

**(V.K. Bist, J.)**

05.7.2018