



CR-3651-2025

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

114

CR-3651-2025 (O&M)**Date of Decision:07.08.2025**

Smt. Mubina and others

... Petitioners

Versus

Nagendra Yadav and others

... Respondents

CORAM : HON'BLE MR. JUSTICE AMARINDER SINGH GREWAL

Present: Mr. Ashish Gupta, Advocate
for the petitioners.

AMARINDER SINGH GREWAL, J. (ORAL)

1. The present revision petition has been preferred by the petitioners under Article 227 of the Constitution of India seeking setting aside of the impugned order dated 27.05.2025 (Annexure P-1) passed by the learned Motor Accident Claims Tribunal, Nuh (hereinafter referred to as the Tribunal) whereby application for releasing the amount of Rs.7,17,360/- (i.e. Rs.1,53,720/- each to petitioner Nos.1 and 11) and Rs.1,02,480/- each to petitioners No.2 to 5) lying in the shape of FDR with Central Bank of India, Branch Nuh, has been dismissed.

2. Learned counsel for the petitioners submits that the petitioners had filed a claim petition under Section 166 of the Motor Vehicles Act, 1988 seeking compensation on account of death of Tahir, who died in a roadside accident and vide award dated 13.08.2024, the learned Tribunal had awarded compensation of Rs.10,45,000/- along with interest @7.5% per annum from the date of institution of the claim petition till realization. Out of the awarded compensation, petitioner No.1 and 11 i.e. widow and mother of the deceased respectively were held entitled to receive 20% share each and the remaining 80% share was given to petitioners No.2 to 10 (children) in equal shares. The said amount is lying deposited in FDRs. The



CR-3651-2025

-2-

petitioners had moved an application for withdrawal of the said amount lying deposited in FDRs, as being in dire need of money required for solemnizing marriage of petitioners namely Farjana, Tabassum, Jilsana, fixed for 25.06.2025 and Soyab, fixed for 23.06.2025 and for welfare of minor children, which stood dismissed vide the impugned order dated 27.05.2025. Hence, the revision petition.

3. Heard.

4. A perusal of the case file reveals that marriages of petitioners namely Farjana, Tabassum, Jilsana fixed for 25.06.2025 and Soyab, fixed for 23.06.2026, have already been solemnized. The instant petition was filed before this Court on 20.06.2025 and came up for hearing on 01.07.2025 i.e. after solemnization of marriages of abovesaid petitioners. On 01.07.2025, the case was adjourned for today. Though the purpose for which premature release of FDRs was sought, has already been ceased to exist, still, this Court is of the opinion that some expenditure must have been incurred on the marriages of aforesaid petitioners.

5. In view of the aforesaid facts and circumstances, the instant petition stands disposed of, with liberty to move an application before the learned Tribunal afresh seeking premature release of FDRs, accompanied with cogent material, giving specific details about the expenditure incurred on marriages and the amount, if any, still required to be released, which shall be decided by the learned Tribunal, in accordance with law, after taking into consideration the material so placed before it.

(AMARINDER SINGH GREWAL)
JUDGE

August 07, 2025
Pankaj*

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No