

Party Name : COMMANDING OFFICER, 121 LIGHT REGIMENT, ARTILLERY (ARMY) Vs
MAMATA DAS

HONBLE THE CHIEF JUSTICE DEEPAK GUPTA

Heard.

This is an application for release of the amount.

The petitioner has made two prayers herein. The first prayer is that the amount deposited by the respondent be released in favour of the claimant. It is also prayed that the respondent has not deposited the entire amount as per the judgment of this Court. As far as the first prayer is concerned, the accident took place in the year 2003 and more than 12 years have elapsed and therefore, I find no reason to withhold the amount. The amount be released to the claimant by remitting it to her personal bank account, details whereof along with photocopy of the first page of the passbook be filed in the Registry of this Court within two weeks from today.

As far as the claim of the claimant relating to short deposit is concerned, the claimant is at liberty to file an execution petition in case she feels that the amount is not deposited as per the directions of this Court and such an execution petition can be contested by the respondent in accordance with law.

Application stands disposed of.