

12

BEFORE THE LOK ADALAT AT GUNTUR

(For the settlement of Railway Claims before RCT, Amaravati Bench)

Lok Adalat Members Present:

Shri Gyan Prakash Tewari - Hon'ble Member Judicial.
Shri G. John Prasad - Hon'ble Member Technical.

OA II (U) No.AMVT/107/2019

- 1) Myla Shara, W/o, Late Jayarao, Aged 31 years.
- 2) Myla Naveena, D/o. Late Jayarao Aged 12 years.
- 3) Myla Navyasree, D/o. Late Jayarao, Aged 10 years.
- 4) Myla Elia, S/o. Late Jayarao, Aged 8 years.

All are R/o H.No 1-56A, Pasumarru Rural and Mandal,
Guntur District, Andhra Pradesh

... Applicants

Versus

Union of India Represented by
General Manager,
South Central Railway,
Secunderabad.

... Respondent

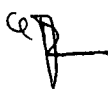
**ORDER PASSED BY THE LOK ADALAT IN TERMS OF THE
SETTLEMENT ARRIVED AT BETWEEN THE PARTIES**

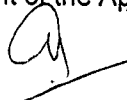
There shall be an award of Rs.8,00,000/- (Rupees Eight Lakhs only) with interest
@ 5% per annum from the date of the incident till the date of this Order.

The amount shall be apportioned as under:-

Name of the Applicants	Relationship with deceased	Age as on the date of Application	Amount (Rs.)	Cash Portion (Rs.)	As Fixed Deposit (Rs.)
Myla Shara	Wife	31 years	5,00,000/-	50,000/-	4,50,000/-
Myla Naveena	Daughter	12 years	1,00,000/-	--	1,00,000/-
Myla Navyasree	Daughter	10 years	1,00,000/-	--	1,00,000/-
Myla Elia	Son	8 years	1,00,000/-	--	1,00,000/-

1. Fixed Deposit portion shall be as per guidelines given below:-
 - (i) Applicant No.1 – Rs.4,50,000/- shall be kept in 45 fixed deposits of Rs.10,000/- each for the period of one month to 45 months, with cumulative interest. The maturity amounts of the FDR(s) be credited through ECS in the savings bank account of Applicant No.1 near the place of her residence.
 - ii) Applicant Nos.2, 3 & 4 – Rs.1,00,000/- each shall be kept in fixed deposits till the attainment of their majority with liberty to Applicant No.1 to withdraw quarterly interest of FDs for maintenance of Applicant Nos.2, 3 & 4. On attainment of majority of Applicant Nos.2, 3 & 4, bank shall deposit the matured amount along with interest, if any, directly into the respective bank accounts of Applicant Nos.2, 3 & 4 without approaching the Tribunal.
2. The entire interest amount accrued from the date of incident till the date of this order, if any, shall be paid directly into the account of the Applicant No.1 only.





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3. Respondent is directed to pay the amount to the applicant(s) directly through Electronic Clearance System within 60 days from the date of submission of mandate form by the applicants, failing which the Applicant(s) shall be entitled to interest @ 7.5% p.a. from the date of this Order till the date of payment.

4. The applicant(s) shall furnish the details of his/her/their bank account(s) near the place of their residence to the Respondent within 15 days from the date of this Order.

5. The bank shall not permit any joint name(s) to be added in the savings bank account or fixed deposit account(s) of the claimant(s). The savings bank account(s) of the claimant(s) shall be an individual savings bank account(s) and not a joint account(s).

6. The original fixed deposit(s) shall be retained by the concerned bank in safe custody. However, the statement containing FDR number, FDR amount, date of maturity and maturity amount shall be furnished by bank to the applicants.

7. No loan, advance, withdrawal or pre-mature discharge shall be allowed on the fixed deposit(s) without permission of the Tribunal.

8. The Bank shall not create any charge, mortgage, or hypothecation on the said amount.

9. Applicant(s) is/are allowed to withdraw quarterly interest accrued on termed fixed deposit(s).

10. On maturity of fixed deposit(s), applicant(s) is/are allowed to withdraw amount without approaching the Tribunal.

11. In case of minor applicant(s), when minor attains the age of majority, Bank authorities are authorized to release the amount on submission of documentary evidence without referring to the Tribunal.

G. John Prasad
(G. John Prasad)
Member Technical

Gyan Prakash Tewari
(Gyan Prakash Tewari)
Member Judicial

Place : Guntur
Date : 14.09.2023.