

BEFORE THE LOK ADALAT AT RCT/NAGPUR
(For the settlement of Railway Claim before RCT Nagpur Bench)

Lok Adalat Members Present:

Mr. Sanjeev Aggarwal, Hon'ble Member (Judicial), RCT/Nagpur,
Mr. Syed Nishat Ali, Hon'ble Member (Technical), RCT/Nagpur.

No.OA II (u)/NGP/28/2020

1. Ram Samujh S/o Indrapal, Aged 40 Years,
2. Malti Devi W/o Ram Samujh, Aged 48 Years

R/o Dhamaur, Post- Bahriya, Sikandra, Allahabad,
Sikandra, Uttar Pradesh - 212109

...Applicant

Versus

Union Of India
Through The General Manager,
Central Railway,
Mumbai CST.

...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 @ 6 % per annum from the date of the incident till the date of this Order.

The amount shall be apportioned as under:-



Name of the Applicant(s)	Relationship with deceased	Age as on the date of OA	Amount (Rs.)	Cash Portion (Rs.)	As Fixed Deposit (Rs.)
Ram Samujh S/o Indrapal	Father	40 Years	4,00,000/-	40,000/- + Interest	3,60,000/-
Malti Devi W/o Ram Samujh	Mother	48 Years	4,00,000/-	40,000/-	3,60,000/-

I. Fixed Deposit portion shall be as per guidelines given below:-

- i) Applicant No.1 shall be permitted to withdraw 10% i.e.40,000/- (Forty thousand only) along with accrued interest which shall be transferred into his SB account which is exhibits as A-9 through ECS and remaining amount of Rs.3,60,000/- shall be kept in fixed deposits of Rs.10,000/- each for the period of one month to 36 months respectively, with cumulative interest. The maturity amounts of the FDR(s) be credited by ECS in the savings bank account of the applicant which is exhibits as A-9.
- ii) Applicant No.2 shall be permitted to withdraw 10% i.e.40,000/- (Forty thousand only) along which shall be transferred into her SB account which is exhibits as A-10 through ECS and remaining amount of Rs.3,60,000/- shall be kept in fixed deposits of Rs.10,000/- each for the period of one month to 36 months respectively, with cumulative interest. The maturity amounts of the FDR(s) be credited by ECS in the savings bank account of the applicant which is exhibits as A-10.

Contd....Pg.No.2

2. The interest amount accrued from the date of incident till the date of this order, if any, shall be paid directly into the account of Applicant No.1. *£ 2*
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) i.e. 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 be allowed on the fixed deposit(s) without permission of the Tribunal.
8. Bank shall not create any charge, mortgage, or hypothecation on 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.

(Signature)
(Syed Nishat Ali)
Member Technical

(Signature)
(Sanjeev Aggarwal)
Member Judicial

Place : Nagpur
Date : 29.11.2023.

