

::: ORIGINAL DECREE :::

**IN THE COURT OF PRINCIPAL DISTRICT & SESSSIONS JUDGE,
DISTRICT & SESSSIONS COURT, ANAND.**

**Regular Civil Appeal No. 1/2015
Exh - 18**

Appellants :

The New India Assurance Co. Ltd.,
Divisional Office, P. K. Chambers,
2nd Floor, S. V. Patel Road, Opp. Amul Dairy,
ANAND, Ta. & Dist. Anand.

VERSUS

Respondents :

1. Gujarat State Road Transport Corporation,
Astodia Mill Compound, Geeta Mandir,
Ahmedabad.
2. Dalabhai Samanbhai Odedara died during the pendency
of appeal, hence his legal heirs are brought on record
vide Exh.15 :-
 - 2/1 Valiben Dulabhai Odedara(wife)
Resi.at: Nr. Bus Stand, at.Bhatwada,
Ta.. & Dist.Porbandar.
 - 2/2 Nadhuben Raisibhai Khunti(Daughter)
Resi.at: Bakhla, Ta.. & Dist.Porbandar.
 - 2/3 Labhuben Hajabhai Modhvadia
Resi.at: Kidarkheda, Tal. & Dist.Porbandar.
 - 2/4 Vajsibhai Dulabhai Odedara
Resi.at: Nr.Bus Stand, At.Bhatwada,
Tal. & Dist.Porbandar.
- 3 Bhurabhai Nathabhai Khunti
Resi. at present. Nr.Karasim Branch(School),
At. Bakhrala, Tal. & Dist.Porbandar.

Appeal filed on :- 01st day of January, 2015.

Appeal Decided on :- 02nd day of September, 2022.

**APPEAL UNDER ORDER 24 OF THE CODE OF CIVIL PROCEDURE,
1908.**

The present appeal is arising out of the impugned judgment and decree passed by the Ld. 6th Adddl. Sr. Civil Judge (S. D.), Anand in Regular Civil Suit No. 392/1996, dated : 31-07-2010.

The appellant has filed the present appeal on a court fee stamp of Rs. 1841/-.

This Appeal having come for final disposal on **02-09-2022** before **Shri V. B. Gohil**, Principal District Judge & Sessions Judge, Anand in the presence of Ld. Adv. **Shri J. R. Patel** for the Appellant. Ld. Adv. **Shri P. M. Joshi** for the Respondent No. 1 and Ex-parte for the Respondent Nos. 2/1 to 2/4 & 3 vide order below Exh-17, It is here by decreed that

ORDER

- Appeal is partly allowed.
- The Insurance Company i.e. Appellant is directed to pay Rs.10,000/- with interest @ 4% to the Original Plaintiff from the date of accident.
- Decree be drawn accordingly.
- Records & Proceedings along with the copy of this judgment, be sent to concerned Trial Court.

Pronounced and signed in the open Court today on this 2nd day of September, 2022

-: BILL OF COSTS :-

Appellant's Costs		Amount	Respondent's Costs		Amount
1	Stamp on Appeal	1841-00	1	Stamp on Appeal	0-00
2	Stamp on V.P.	0-00	2	Stamp on V.P.	3-00
3	Stamp on Documents produced	15-00	3	Stamp on Documents produced	0-00
4	Diet expenses of witnesses.	0-00	4	Diet expenses of witnesses.	0-00
5	Pleader fee on Appeal	184-00	5	Pleader fee on Appeal	184-00
6	Process Fee	0-00	6	Process Fee	0-00
7	Commission Fee	0-00	7	Commission Fee	0-00
8	Translation Fee	0-00	8	Translation Fee	0-00
9	Copying Fee	0-00	9	Copying Fee	0-00
10	Expenses of adjournment	0-00	10	Expenses of adjournment	0-00
11	Stamp on application of Heirs	3-00			
Total Cost		2043-00	Total Cost		187-00
	No granted expenses deduction	0-00			
	Stamp on Appeal	0-00		Stamp on Appeal	0-00
	Pleader fee on Appeal	0-00		Pleader fee on Appeal	0-00
	Process Fee	0-00		Process Fee	0-00
	Stamp on documents produced	0-00		Stamp on documents produced	0-00
Surplus Cost		2043-00	Surplus Cost		187-00

Given under my signature and the seal of the court, today on 2nd day of September, 2022.

Prepared by :- (D. K. Makwana)
Assistant

Compared by :- (Y. A. Harwani)
Superintendent

Appellant's Advocate :- Shri J. R. Patel.

Respondent's Advocate :- Shri P. M. Joshi.

(V. B. Gohil)
Principal District Judge
Anand.

(The Parties to this appeal are hereby warned that if they will not take back all the documents produced by them, they will be liable to be destroyed after disposal of appeal period.)