

[NATIONAL LOK ADALAT]
IN THE MOTOR ACCIDENT CLAIMS TRIBUNAL (AUX.)
CITY CIVIL COURT AT AHMADABAD
M.A.C PETITION NO. 33 of 2024
Ganpatbhai C Patel & Ors.
vs.
Bajaj Allianz General Insurance Co. Ltd.

ORDER BELOW EXH.1:

1. The pursis at Exh:11 passed by both the parties as per compromise has been taken place between the parties in National Lok Adalat held on 14/12/2024. The applicants have agreed and are willing to accept compensation amount of **Rs.5,00,000/-** from the Opponent – **Bajaj Allianz General Insurance Company Limited** after deducting the amount of interim compensation, if any, paid u/s.140 of M.V.Act, and the said Insurance Company has accepted its full and final liability to pay the compensation to the applicant. The said compromise is appeared voluntarily. Hence, the compromise is recorded.

2. The amount of Court fees if paid, be refunded to applicant/s as provided under Sec.21 of the Legal Services Authority Act, 1987

3. The claimant/s is/are directed to submit following details within one week from today

(a) Name of the claimants/victims with address;

(b) Name of the Bank & Branch, Bank IFSC Code, Account Number of the claimants/victims;

(c) First page of Bank passbook compulsorily containing photograph of the claimants/victims duly attested by the Bank concerned, should be made available.

4. The opponent Insurance company shall deposit the above agreed amount in this tribunal as per Circular No.08/2016 dated 01/02/2016 in Account Name:- MACT, City Civil & Sessions Court, Account No.00000040749456872, IFSC Code: SBIN0000301 **after verification** and on such deposits being made, the opponent Insurance Company shall submit a letter to the Registry of City Civil Court, Ahmedabad enclosing a copy of the said bank advice, in prescribed format as above, as per which the deposit was made to the bank account of the Claims Tribunal, to enable the Claims Tribunal to keep tab on the deposits made and the MACPs for which they were made, which is a fundamental need for a smooth implementation.

4.1] The opponent Insurance Company making such deposit, shall also send a copy of the payment advice in the aforesaid Clause to the Claims Tribunal concerned and serve a copy of the same on the claimants or their Counsel as the case may be.

4.2] Insofar as tax deduction at source is concerned, Form 16A of the Income Tax Act should be provided to the claimants/victims on whose behalf the deduction has been made so as to enable them to seek refund of tax deducted.

4.3] Out of the amount of compensation deposited by the opponent Insurance Company as aforesaid, the amount of compensation shall be disbursed in the following manner:- The 50% amount of the total compensation shall be paid to

the applicant NO.1 and rest of the amount shall be kept in FDR for initial five years with as usual conditions.

5] Award to be drawn accordingly in terms and conditions of the compromise arrived at between the parties in National Lok Adalat.

6] The present matter is disposed of accordingly.

7] PDF Copy of this order be sent to Opponent Insurance Company through email.

8] The applicant No.2 & 3 are children of late wife of applicant No.1, they are major, so they have not been ordered to be paid.

Disposed of in Lok Adalat, today on this **14th** day of December, 2024.

Place : Ahmedabad
Date : 14-12-2024

[Manoj Bhailalbhai Kotak]
Judge, Court No.18
City Civil & Sessions Court,
Ahmedabad
Unique Id Code GJ00718