

NATIONAL LOK ADALAT - 09.03.2024
IN THE MOTOR ACCIDENT CLAIMS TRIBUNAL (AUX.)
CITY CIVIL COURT, AT AHMEDABAD

M.A.C. PETITION NO.32 OF 2018
Santoshbhai Parshuram Patil Vs. The New India Assurance Co. Ltd.
ORDER BELOW EXH.01:-

- 1] In view of the pursis **Exh:17** passed by both the parties, compromise has taken place between the parties in National Lok Adalat held on 09/03/2024. The applicant has agreed and is willing to accept compensation amount of **Rs.2,25,000/- (Rupees Two Lacs Twenty Five Thousand Only)** from the Opponent – **The New India Assurance 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. 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.
 - (d) Wherever the claimants/victims are impleaded as respondents, before the Claims Tribunal, their account details as above, shall have to be furnished.
- 4] The opponent Insurance company **The New India Assurance Company Limited** shall deposit the amount as directed in 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.

The payment advice for remittance of compensation is as under:-

PAYMENT ADVICE FOR REMITTANCE OF COMPENSATION

From: (Name of Bank)

To : (Name of Court)

We confirm remittance of compensation as follows on instructions of the opponent Insurance Company:

1)	M.A.C.P. Number
2)	On the file of (Name of Claims Tribunal)
3)	Place
4)	Date of Award
5)	Amount deposited
6)	Income Tax Deduction at Source, if any Unique Transaction Reference (UTR) No.

- 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:-

- (a) first of all, amount towards **medical bills, Rs.15,000/-** shall be paid to the applicant by RTGS after due verification subject to satisfaction of the concerned drawing officer.
- 5] **Registry is further ordered that if the compensation amount is below Rs.2,50,000/- (Two lakhs Fifty Thousands only), the claimant shall get full amount by way of RTGS, accordingly.**
- 6] Award to be drawn accordingly in terms and conditions of the compromise arrived at between the parties in National Lok Adalat.
- 7] The present matter is disposed of accordingly.
- 8] PDF Copy of this order be sent to Opponent Insurance Company through email.

Signed and pronounced in National Lok Adalat on this **9th** day of **March, 2024.**

Date :- 09-03-2024
Place:- Ahmedabad.

Paras#

[Manoj Bhailalbhai Kotak]
Judge, MACT (Aux.), National Lok Adalat,
City Civil & Sessions Court, Ahmedabad.
(Unique I.D. Code No.GJ00718)