

GJVD010005322023



Order Below Exhibit - 1
in
M.A.C.P No. 28/2023

1. Parties have produced Compromise pursis at **Ex.24**. As per order passed below Compromise Pursis, the same is recorded and accepted.
2. The claimant/s and Insurance Company have entered into compromise settling the claim to the tune of **Rs.4,65,000/- including medical bills of Rs.1,69,000/-**. The Compromise Pursis produced by the parties is read over to them. Thus, this Tribunal is of the opinion that the settlement arrived between the parties is legal and within the purview of subject matter of the claim petition and also in the interest of claimant/s. The compromise is, therefore, recorded in exercise of the powers conferred under Order 23 of the Civil Procedure Code. Hence, following order is passed:

ORDER

- I. The Insurance Company has to deposit the compromised amount of **Rs.4,65,000/-** as full and final compensation, in the account of State Bank of India at District Court Branch, having the A/c. No. 40746217906, IFSC Code No. SBIN0018839, Branch Code: 1883, within the period as agreed between the parties. In default, for the delayed period interest @ 7% p.a. shall be levied. After, depositing the awarded amount to the account of District Court, the Ins. Co. shall inform the Tribunal by way of registered E-mail.
- II. The parties to act as per the conditions mentioned in the compromise pursis and the award will be made as per the conditions mentioned in the compromise pursis.

- III. The office shall not deduct or recover the amount of Court fees from the awarded amount deposited with this Tribunal, as the matter is compromised in Lok-Adalat.
- IV. Court Fee refund Certificate, as the case may be, be issued in the name of the claimant / Ld. Advocate appearing on behalf of claimant, if any he has paid Court fees.
- V. As this decision arrived upon the compromise between contesting party without examining merit of each one's case, it would not operate as *resjudicata* in any other claim petition, arising from very same vehicular accident.
- VI. Disbursement and apportionment order shall pass after awarded amount be deposited.
- VII. In view of the above, the present claim petition stands disposed of accordingly as compromised in Lok-Adalat.

Signed & Pronounced today in National Lok-adalat.

**Dated : 14 -09-2024.
Place : Vadodara.**

**[Rameshkumar Babubhai Etaliya]
M.A.C.Tribunal (Auxi)
UID Code No.GJ00824
Lok-adalat**