

GJVD010035832023



-::Award::-

IN THE COURT OF MOTOR ACCIDENT CLAIM TRIBUNAL (AUXI.), AT. VADODARA.

M.A.C.P. No.212/2023

Exh.: -16

<u>Applicant :</u>	<u>Age</u>	<u>Occupation</u>
Nimeshkumar Chinubhai Shah	48	-

Address: 203, C Tower, Bansari Avenue,
Vrundavan Char Rasta, Waghodiya Road,
Vadodara.

V/s.**Opponents :**

1. Manishkumar Kishorbhai Barot	Adult	Driver/Owner
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Address: L-401, Vishranti Greens,
Near Narayan Garden, Laxmipura Road,
New Alkapuri, Vadodara.

2. Acko General Insurance Co. Ltd.	-	Ins. Co.
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Address: Unit No.301, 3rd Floor, "E" Wing,
Lotus Corporate Park, Near Western Highway,
Jay Couch, Goregaon-East, Mumbai-400063

Appearance:-

Mr. V. K. Prajapati Ld. Advocate for applicant.
Mr. J. N. Dave Ld. Advocate for opponent no.2.

This Claim Petition is placed in National Lok-Adalat before this Motor Accident Claim Tribunal (Auxiliary) Vadodara, Shri. R. H. Pajapati, and in presence of Mr.V. K. Prajapati learned advocate for the applicant and

MACP No.212 of 2023(Lok Adalat)

Mr.J. N. Dave learned advocate for opponent no.2, Insurance Company. The claim petition is disposed of in the National lok-Adalat by passing the following order.

-:: O R D E R ::-

1. The opponent - Insurance Company is hereby directed to deposit the amount of **₹3,90,000/- (Rupees Three Lakh Ninty Thousand Only)** in terms of the compromise *pursis* with the office of this Tribunal towards full and final compensation as settled in the claim petition.
2. 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 National Lok-Adalat.
3. Court Fee Refund Certificate, as the case may be, be issued in the name of the claimant, if the Court Fees is paid.
4. As this decision is arrived upon the compromise between contesting parties without examining the merits, it would not operate as *res judicata* in any other claim petition, arising from very same vehicular accident.
5. Disbursement order shall be passed after the awarded amount is deposited.
6. If the agreed amount is not deposited within the period as mentioned in the compromise *pursis*, the said amount shall carry interest as mentioned in the compromise *pursis* from the date of default till realisation.
7. Accordingly, the present claim petition stands disposed of in terms of compromise arrived at in National Lok-Adalat.
8. Award/Decree be drawn accordingly.

Sd/-

Place: Vadodara.

(RAJENDRA H. PRAJAPATI)
Member,

Date:14.12.2024

Motor Accident Claim Tribunal (Aux.)
Vadodara (GJ-00889).
(Lok-Adalat)

-: : MEMO OF COST : :-

Sr. No.	Expense by Applicant	Rs.	Expense by Opponent	Rs.
1	Stamp on Application (Paid by Applicant)	3650=00	Stamp on Application	00=00
2	Stamp on Vakalatnama	03=00	Stamp on Vakalatnama	03=00
3	Stamp on Ex.6	00=00	Stamp on Ex.6	00=00
4	Advocate Fee	100=00	Advocate Fee	100=00
5	Public Notice	00=00	Process Fee	00=00
6	Witness Allowance	00=00	Witness Allowance	00=00
7	Produce Paper Fee	00=00	Produce Paper Fee	00=00
***	Total Expenses	3650=00	Total Expenses	103=00

** This claim petition is disposed of in National Lok Adalat.

** Stamp on Application (Paid by Applicant) - Rs.3650/-

Given under my hand and Seal of the Court on
14th day of December, 2024.

Prepared by,

B. Clerk

Verified By,

B. Clerk

(RAJENDRA H. PRAJAPATI)
Member,
Motor Accident Claim
Tribunal (Auxi.)
Vadodara (GJ-00889).
(Lok-Adalat)