MAC MISC. APPLI. NO. 43 OF 2022 IN MACP NO.69/2018

ORDER BELOW EXH. 1

1. The present MAC Misc. Appli. has been filed by the applicants stating that M.A.C. Petition No.69/2018 was filed by them under Sec. 163-A of the Motor Vehicles Act, 1988, to get compensation of Rs. 2,00,000/- on account of accidental injuries sustained to him in a vehicular accident.

The said M.A.C. Petition has been disposed off and award dated 17/03/2022 & 24/03/2022 respectively and accordingly, the present opponent No.2 : United India Insurance Company Ltd. has deposited Rs. 75,720/- in this Tribunal.

Hence, the applicant by filing the present MAC Misc. Application has prayed to pass order of disbursement of the above amount.

2. Ld. Advocate Mr. K. L. Vyas has endorsement of Ex.1 that they have no objection if the deposited amount be disbursed to the applicants.

3. The M.A.C. Petition No.69/2018 has been disposed off and hence, taking into consideration the said order and award dated 17/03/2022 & 24/03/2022 respectively, from the deposited amount of Rs. 75,720/- is to be disbursed to the applicant.

4. In view of the above, I pass the following order :

: : : O R D E R : : :

Claimant is entitled to get equal share of the amount of compensation as per order of the Tribunal.

Rs. 75,720/- (Rs. Seventy Five Thousand and Seven Hundred Twenty Rupees only) is ordered to be distributed as under :-

Name of applicant	Amount to be disbursed	Amount to be paid by A/C Payee Cheque (30%)	Amount to be deposited in FDR for the period of 05 years (70%).
Mansukhbhai Nanjibhai Rathod	75,720	22,716	53,004

The said investment shall carry the following terms and conditions :-

[1] The interest on the Fixed Deposit Investment as and when it becomes due, shall be paid to the claimants.

[2] No loan, over-draft or advance known by any other name or nomenclature, shall be made available on the said fixed deposit investment and the bank shall not allow any encumbrance on the said fixed deposit.

[3] The bank shall intimate to the Tribunal the particulars of the fixed deposit investment, such as the date of investment,
number of F.D.R., date of maturity, etc. immediately after the issue of F.D.R.

[4] The Bank shall be at liberty to issue in the first instance deposit receipt for lesser period. If as per the rules of the Bank, the same cannot be issued for the period of 5 years and upon the maturity, renew the same till the remaining period of 5 years is over.

[5] At the end of the stipulated period of 05 years as aforesaid, the bank shall pay the principal amount of F.D.R. with interest accrued thereon, if any, by an account payee cheque to be drawn in the name of the claimants.

[6] Yadi incorporating this order to accompany the cheque and copy thereof be sent to the concerned Bank.

Pronounced in open court today on this **13*th*** day of ***January, 2023.***

Place : Dhari.
Date : 13-01-2023.

[Kamleshkumar Somabhai Patel]
M.A.C. TRIBUNAL(AUXI.),
Dhari.
GJ-00532