

THE MOTOR ACCIDENT CLAIMS TRIBUNAL (A) BHARUCH
AT BHARUCH

M.A.C.M.A. No.435 of 2019
(M.A.C.P. No.240/2018)

Claimants:

1. Vinodbhai Naranbhai Patel,
Hindu, 59 years, Labour,
2. Shobhnaben Vinodbhai Patel,
Hindu, 53 years, Household
Both residing at – Mota Borasara,
Navi Nagri, Silver Complex,
Navapara, Kim, Tal. Mangrol,
Dist.-Surat.

VERSUS

Respondent:

I.C.I.C.I.Lombard General Insurance Co.,
Bluechip Complex,
Sevashram Road,
Bharuch.

Appearance:

Mr.H.S.Kharva	- Learned Advocate for the Claimants
Mr.J.S.Patel	- Learned Advocate for the Respondent

ORDER BELOW EXH.1

1. In view of Judgment and Award passed in M.A.C.P. No.240/2018, respondent has deposited Rs.5,25,000/- (Rupees Five Lakh Twenty Five thousand only) in the Tribunal. Therefore, the claimants have filed this application to withdraw the said amount.
2. Learned Advocate for the respondent has filed Pursis at

Exh.4 that the awarded amount is deposited in the Tribunal. No appeal is filed in the Hon'ble High Court and he has no objection if the said amount is paid to the claimants.

3. The disbursement of the awarded amount is made as under to each claimant:

Name of the claimants	% to be given	Total amount coming to the share of claimant	Cash paid 50% by A/c Payee cheque	FDR 50% for the period of 5 years.
Jashubhai Gordhanbhai Vaghela	50%	2,62,500/-	1,31,250/-	1,31,250/-
Shardaben Jashubhai Vaghela	50%	2,62,500/-	1,31,250/-	1,31,250/-

4. Account Payee Cheque be given on proper identification of the claimants and F.D.R. coming to the share of each claimant be invested in **Baroda Gujarat Gramin Bank, Bharuch** for a period of five years keeping nomination clause with a condition that no loan or advance or charge would be admissible on this amount, but the claimants would be entitled to get periodical interest that may accrue to them on the said F.D.R. or the interest on the fixed deposit investment, as and when it becomes due, shall be paid to the claimants.

The Bank is directed that no loan or facility of cash-credit or over-draft or likewise be allowed on this amount of fixed deposit.

The amount invested in fixed deposit is also not subject to the withdrawal prior to its maturity or without prior permission of this Tribunal.

Signed and pronounced in open court on this 9th day of October, 2019.

Date : 09/10/2019

(Samir Vinodchandra Vyas)

Place: Bharuch.

Motor Accident Claims Tribunal (A)

sms

Bharuch

Code No. GJ00345