

ORDER BELOW MISC.MACP NO:410/21 (PAYMENT APPLICATION) IN M.A.C.P. NO:523/2012

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THE OPPONENT HAS DEPOSITED **RS.7,75,492/-** IN THE COURT.

OTHERSIDE HAS NO OBJECTION FOR THE PAYMENT.

THE APPEAL HAS BEEN FILED AS PER THE ENDORSEMENT ON PURSIS MADE BY THE ASSISTANT OF THE RETURN BRANCH.

DEFICIT COURT FEES STAMP & P.F. OF **RS.3,222/-** TO BE DEDUCTED.

OUT OF REMAINING AMOUNT OF **RS.7,72,270/-** BE PAID AS UNDER:

AN AMOUNT AS SHOWN IN COLUMN NO.3 BE DEPOSITED IN ANY NATIONALISED BANK IN FIXED DEPOSIT IN THE NAME OF APPLICANT/S AS SHOWN IN COLUMN NO.2

APPLI NO. [1]	NAME OF THE APPLICANT/S [2]	AMOUNT [3]	PERIOD [4]
	LEGAL HEIRS OF THE DECEASED CHAUDHARY GALALBEN NAVINCHANDRA		
1.	CHAUDHARY LILABEN NAVINCHANDRA	1,80,197/-	ONE YEARS AND TILL FINAL DISPOSAL OF R/F. A. NO. 759/2020
2.	CHAUDHARY YOGESHKUMAR NAVINCHANDRA	1,80,196/-	
3.	CHAUDHARY SHILPABEN NAVINCHANDRA	1,80,196/-	
	ALL RESI. AT. RAMPURA (KUKAS), TA&DIST-MEHSANA-		
Note-	AFORESAID FDR BE KEPT IN THE DISTRICT COURT NAZIR CUSTODY.		
Note-	COPY OF HON'BLE HIGH COURT R/FIRST APPEAL NO. 759/2020, DATED - 07/07/21. ATTACHED HERewith.		
	"On one hand the amount of compensation awarded by the Claims Tribunal is deposited by the insurance company, and on the other hand, the appeal of the insurance company is pending and would take time before it is finally decided. In that view, if part of the deposited amount is disbursed in favour of the claimant in the interregnum to their benefit, the same shall serve the ends of justice. Therefore, the following directions are issued," "Out of the total deposited amount by the appellant insurance company, the Tribunal shall disburse 30% of the amount in favour of the claimants in equal proportion after verifying their identity, following necessary procedure and by issuing account payee cheque in their respective names."		

	"The remainder 70% amount shall be deposited with the nationalised bank in a fixed deposit of non-cumulative nature." "The fixed deposit shall be created initially for a period of one years and renewable subject to further orders." "The claimants shall be entitled to earn periodical interst which may accrue on the invested amount." "The fixed deposit receipts shall remain in the custody of the Nazir of the claims tribunal and the same shall not be permitted to be utilised to raise any loan or finance or for any other such purpose without permission of this court." "The present application stands allowed and disposed of in the aforesaid terms." જે ધ્યાને લેતા.		
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ISSUE A/C. PAYEE CHEQUE OF **RS.77,227/-**
(RS. SEVENTY SEVEN THOUSAND TWO HUNDRED TWENTY SEVEN ONLY)
IN THE NAME OF THE APPLICANT NO:1. **CHAUDHARY LILABEN NAVINCHANDRA**

ISSUE A/C. PAYEE CHEQUE OF **RS.77,227/-**
(RS. SEVENTY SEVEN THOUSAND TWO HUNDRED TWENTY SEVEN ONLY)
IN THE NAME OF THE APPLICANT NO:2. **CHAUDHARY YOGESHKUMAR NAVINCHANDRA**

ISSUE A/C. PAYEE CHEQUE OF **RS.77,227/-**
(RS. SEVENTY SEVEN THOUSAND TWO HUNDRED TWENTY SEVEN ONLY)
IN THE NAME OF THE APPLICANT NO:3. **CHAUDHARY SHILPABEN NAVINCHANDRA**

DATE:16/10/2021
MAHESANA

M.A.C.T.(AUXI.),
MAHESANA