

M.A.C.M.A.NO.216 OF 2026

ORDER BELOW EX-1

- 1) Perused the application, affidavit, and the documents produced along with this application by the applicant. Heard the learned Advocate for the applicant. Today, the learned Advocate for the applicant produced a certificate (Dakhlo) issued by the Talati-cum-Mantri vide **Mark 8/1**, stating that the applicant does not own any house, plot, or land in his name, along with a true copy of the applicant's Income Certificate vide **Mark 8/2**. The learned AGP appeared for the hearing of this application and submitted strong oral objections against it, opposing the prayer. The objections and submissions of the learned AGP have been considered.
- 2) Looking the whole facts and circumstances emerge at this stage from the entire records and the facts stated in this application by the applicant, it appears prima-facie that the applicant is not in position to pay require Court Fees Stamp at this stage. Hence, it looks proper, just and reasonable to allow the applicant to sue as an indigent person provisionally. However, the State is free to apply for the cancellation of this provisional permission alongwith all available necessary evidence, if found. The applicant shall file an undertaking that he would pay the required Court Fees Stamp at the disposal of the M.A.C.P.
- 3) Looking at the whole facts and circumstances discussed above, this application provisionally allowed. Registry is hereby ordered to institute the Motor Accident Claim Petition.

Pronounced and signed in the open court today.

Date: 24/07/2026

Place : Modasa

(Rajkumar Ramsinh Chaudhary)

Principal District Judge &

M.A.C.T.(Main),

Arvalli @ Modasa.

Code No.01512