



**IN THE MOTOR ACCIDENT CLAIMS TRIBUNAL
(AUXI.) & 2nd ADDITIONAL DISTRICT COURT, B.K.
DISTRICT @ PALANPUR**

Order Below Exh.1 in M.A.C.P.Misc.Appli.No.255/2026

1. The present application has been preferred by applicant for releasing the award amount which was passed in MACP No.206/2019 dtd.17/07/2021 and is lying in FDR in the name of Nazir, District Court.
2. Looking to the endorsement made by the Registry, opponent GSRTC has deposited an amount of Rs.52,093/-, Rs.25,000/-, Rs.20,45,738/-, & Rs.7,46,689/- as per verification report of Nazir bearing 'C' Nos.224/2021-22 dtd.26/08/2021, 454/2021-22 dtd.24/01/2022, 645/2022-23 dtd.22/12/2022 and 490/2025-26 dtd.06/10/2025 respectively and the all the above award amounts are lying in FDR in the name of Nazir, District Court. It further appears that applicants have preferred R/First Appeal

No.4272/2022 before the Hon'ble High Court of Gujarat wherein the Ld. Advocate for the opponent has made endorsement at Exh.1 to pass necessary order as per the direction of the Hon'ble High Court.

3. Further looking to the R/First Appeal No.4272/2022, the Hon'ble High Court of Gujarat has passed order on dtd.07/08/2025 which is as under:-

"9. For the foregoing reasons, the appeal is allowed. The total amount of compensation is enhanced from Rs.16,89,000/- to Rs.22,02,940/-. The original opponent - respondent S.T. Corporation is held liable to pay the aforesaid enhanced amount of compensation with 7.5% of interest p.a. right from the date of filing of claim petition till its actual realization with proportionate costs. The respondent - S.T. Corporation is hereby directed to deposit the enhanced amount of compensation of Rs.5,13,140/- (22,02,940-16,89,800) with 7.5% interest p.a. with proportionate costs, as awarded, within a period of

eight weeks from the date of receipt of this order.

On deposit of the aforesaid awarded amount, the Tribunal shall be at liberty to proceed with disbursement and release the entire award amount in favour of the original claimants subject to due verification. Let the aforesaid exercise be undertaken within a period of two weeks thereafter. At the stage of disbursement, the tribunal shall strictly adhere to the guidelines issued by the Hon'ble Supreme Court."

4. Thus as per the order passed by the Hon'ble High Court of Gujarat in the above First Appeal, Hon'ble High Court has allowed the appeal of the applicants and has enhanced the amount of award and as mentioned above has also directed to release the entire award amount in favour of the original claimants and therefore as per the direction given by the Hon'ble High Court in the interest of justice I pass the following order:

ORDER

1. The present M.A.C. Misc. Application is allowed.

2. Nazir, District Court is hereby directed to first of all disburse the FDR's of Rs.52,093/-, Rs.25,000/-, Rs.20,45,738/-, & Rs.7,46,689/- which is lying in the name of the applicants along with interest accrued and after disbursement of the same as per the order of the Hon'ble High Court of Gujarat in R/First Appeal No.4272/2022 dtd.07/08/2025, the entire award amount shall be paid to the claimants in their bank account by RTGS or NEFT.
3. The award amount shall be distributed in the ratio of 40% to Applicant No.1 and 10% each to Applicant Nos.2 to 7 respectively.
4. As applicant no.6 is minor, the entire share which comes on her part shall be invested in fixed deposit in her name under the guardianship of applicant no.1 in any nationalized bank for a period of FIVE YEARS or till the minor applicant has attained majority whichever is later.

5. Payment be made through either mode A/c. Payee
Cheque/NEFT/RTGS after proper verification.

Pronounced today on **17th day of March, 2026.**

Date : 17/03/2026
Place: Palanpur.

(Amitkumar J. Kanani)
Chairman
M.A.C.T. (Auxi.),
B.K. District @ Palanpur
(Code-GJ00662)

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