

**MAC Miscellaneous Application No.21/2026****Order below Ex.1 :**

01. The petitioners have submitted that they are original claimants in the MACP No.528 of 2006 and they have preferred claim petition against the opponents and the same was decided in favour of claimants by the M.A.C. Tribunal (Auxi), Bhavnagar.

02. Being aggrieved and dissatisfied with the said judgment and award, claimants had preferred R/First Appeal No.1276 of 2015, before the Hon'ble High Court of Gujarat, in which the Hon'ble High Court of Gujarat had passed the following order on dated 17.11.2025 :

"15. Secondly, as is apparent, the compensation awarded by Hon'ble Supreme Court as also that in the case of First Appeal No.2033/2017 is inclusive of the consortium and under the conventional heads. Thus, no additional amount under conventional heads ought to be granted, over and above, a sum of Rs.5,00,000/- as indicated in previous portion of this judgment. Considering the overall scenario, as the overall compensation has been awarded to the tune of Rs.5,00,000/- compensation, the enhanced compensation in the facts and circumstances of the case would be Rs.2,48,000/- (Rs.5,00,000/- less Rs.2,52,000/-).

16. The aforesaid amount will carry interest at the rate of 9% per annum from the date of filing of the claim petition till the actual deposit with the Tribunal.

17. The said amount shall be deposited by

the Respondent No.3 with the Tribunal within a period of 8 weeks from the date of availability of signed copy of this judgment. On deposit of the said amount, the entire amount shall be disbursed forthwith, without there being any need of creating further FDRs. The present petition is disposed of as allowed to the aforesaid extent. The Record and Proceedings shall be forthwith remitted back to the Tribunal."

03. It is submitted that **as per report of the Nazir, District Court, Bhavnagar, the amount of Rs.6,79,540/-** is lying with the Nazir, District Court, Bhavnagar.
04. It is further submitted that the matter is proceeded exparte against the opponent on dated 07.03.2026.
05. Looking to the facts and documents available on record, it clearly transpires that Insurance Company has preferred R/First Appeal No.1276 of 2015, before the Hon'ble High Court of Gujarat, which has been decided by the Hon'ble High Court on 17.11.2025. In support of application, the applicants have produced copies of award of MACP No.528/2006, order of Hon'ble Gujarat High Court passed in R/First Appeal No.1276 of 2015 dated 17.11.2025, adhar cards and PAN Cards of applicant No.1 to 4, joint bank passbook of applicants, bank yadi, etc. at mark 3/1 to 3/12. All these documents corroborate the say of the petitioners herein. Therefore, the petitioners are entitled to receive the compensation amount.

