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Order Below Exh.1 In
M. A. C. M. A. No.109/2026
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(1) Applicant Manabhai Vashnabhai Mandod has filed this application under Order 33 Rule 1, 2 of the C. P. C. requesting this Tribunal to permit him to file claim petition as indigent person, for compensation in respect of his injuries sustained in a vehicular accident.

(2) Read the application wherein it is stated by the applicant that he has claimed compensation under the provision of the M. V. Act and for that, necessary court fees require to be affixed on claim petition but he has incurred a huge amount towards his medical treatment, which is still going on and even, he has a large debt. It is stated that he has an old house, which cannot be sold out and he has not other property except those, which have been referred in Schedule. It is submitted by the learned Advocate on behalf of the applicant that the applicant is an indigent person and he is not having sufficient means to affix court fees, therefore, by filing this application, he has requested to grant permission to file claim petition in the form of pauperism and in support thereof, he has filed his affidavit dtd.25.02.2026 and reiterated the aforesaid facts on oath.

(3) Opponent - State has filed reply (Exh.6) opposing the prayer made in the application.

(4) Having considered the weak economic condition and plight of the applicant as stated in the application, he can not be

prevented access to justice. Further, claim petition is filed under the provision of beneficial legislation. Therefore, considering the contents of the application as well as submission of both sides, this Tribunal is of the view that the application deserves consideration and the applicant is required to be permitted to file claim petition in the form of pauperism in the interest of justice. Hence, following order is passed.

-: ORDER :-

1. The application is hereby allowed and the applicant is permitted to file claim petition in the form of pauperism.
2. It is made clear that necessary Court Fees shall be deducted first out of compensation amount as may be deposited by opponents as per judgment and award.
3. The Registry to process main claim petition.

The application stands disposed of with no order to costs.

Signed and pronounced in open Court on this 13th Day of March, 2026.

Dt.13-03-2026

Place : Dahod

(Harishchandra Gulabsinh Vaghela)

M. A. C. Tribunal (Main),

Dahod.

(Code No.GJ00590)

DSS, EA