

THE MOTOR ACCIDENT CLAIM TRIBUNAL-
GANDHINAGAR

ORDER BELOW M.A.C.M.A. No.80 OF 2026

(M.A.C.P. NO. 404 of 2001)

(In Hon'ble High Court of Gujarat R/F.A. No. 2964 of 2012)

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- In view of the judgment/order passed in above claim petition, the following order is passed for disbursement of deposited amount:
 - Awarded Amount : Rs.3,59,000=00.
 - Date of Award : 05.05.2012.
 - As per direction of Hon'ble High Court of Gujarat in C.A. No.10266 of 2012 in F.A No. 2964 of 2012, this tribunal has passed order dated 06.02.2013 below Ex.62 in M.A.C.P. No. 404 of 2001 in which 30% from awarded amount has been disbursed and 70% has been fixed deposited in favour of Original claimants.
 - The Original FDRs in the name of Applicants are retained by Nazir, as per endorsement made by Nazir
 - **As per the Order passed by Hon'ble High Court of Gujarat in First Appeal No.2964 of 2012, Dated 17.09.2025.**

Oral Order

"6. The aforesaid direction was given by the learned Tribunal after following the ratios of the judgment of Swaran Singh (supra) and Baljit Kaur (supra). Thus, in my considered view, the learned Tribunal has not committed any error in fastening the liability on the insurance company at the first instance to satisfy the award and thereafter to recover the same from the owner of the vehicle involved in the accident. Therefore, the present appeal is devoid of merits and accordingly, the appeal fails. No order as to costs. The Interim application, if any, is disposed of accordingly. The claimant is at liberty to withdraw the full amount lying deposited in the F.D.R. The amount, if any, lying deposited in the Registry, be remitted to the concerned learned Tribunal."

- As per above order passed by Hon'ble High Court of Gujarat in First Appeal No.2964 of 2012, the following order is passed for disbursement of deposited amount.

ORDER

The Nazir is directed to return FDRs to the applicants after due verification as mentioned below and necessary yadi be made to the bank.

No.	Name of Applicants	Amount invested as fixed deposit	Name of Bank & Branch	FDR Date
<i>1</i>	<i>2</i>	<i>3</i>	<i>5</i>	
1	JADIBEN Wd/O PRATAPBHAI BABABHAI VAGHRI (CHUNARA)	Rs.1,97,029=00	SYNDICATE BANK, GANDHI- NAGAR BRANCH	08-02-2013
2	BABUBHAI PRATAPBHAI VAGHRI (CHUNARA)	Rs.98,420=00		08-02-2013
3	POPATBHAI PRATAPBHAI VAGHRI (CHUNARA)	Rs.98,420=00		08-02-2013
4	BHALIBEN PRATAPBHAI VAGHRI (CHUNARA)	Rs.98,420=00		08-02-2013

Dist: Gandhiangar
Dated : 20 /03/2026

[ASHISH J.S. MALHOTRA]
M.A.C.T (Main)
Gandhinagar - GJ01504