

ORDER BELOW EX.1

- (1) The applicant has preferred present application for withdrawal of the amount invested as Fixed Deposit Receipt which has been awarded to him as compensation being the applicant of MACP No. 633 of 2005. Accordingly, the Opponents - Insurance Companies have deposited the amount of compensation before District Court, Nazir-Jamnagar which is lying in form of FDR in the name of claimants in safe custody with Nazir, District Court – Jamnagar vide Custody No.128, 129 and 130. Thereafter, the claimants challenged the order of Tribunal before Hon'ble High Court of Gujarat vide **R/First Appeal No. 2896 of 2013** which has been modified by the Hon'ble High Court of Gujarat on dated 05.08.2025 and wherein the Hon'ble High Court had held as under:-

“On deposit of the aforesaid amount, the Tribunal shall be at liberty to release and disburse the entire amount in favour of the original claimants, after due verification as per the original judgment and award.”

- (2) Now, the applicant herein has preferred the present application for withdrawal of the amount which has been kept in Fixed Deposit with the Nazir of the District Court. It is further submitted that during the pendency of the claim, the claimant No. 1 – Ramaben Dhanjibhai Kansara who was the widow of the deceased Dhanjibhai Ramjibhai Kansara has died on 18/04/2021 and therefore, the entire aforesaid amount is required to be disbursed to the claimant No.2 named Ramesh Dhanjibhai Kansara who is the son and legal heir of deceased Dhanji Ramjibhai.
- (3) In support of his say, the applicant has produced copy of judgment and decree dated 11/09/2012, copy of aforesaid order dated 5/8/2025 of Hon'ble High Court of Gujarat passed in R/First Appeal No. 2896

(2)

MACMA No.224 of 2026

of 2013, copy of order dated 9/1/2026 of Hon'ble High Court of Gujarat passed in R/First Appeal No. 2896 of 2013 and copy of Death of Certificate of claimant No.1 deceased Ramaben Dhanjibhai.

- (3) As per the endorsement of the Nazir dated 15/06/2026, the amount lying with the Nazir is Rs.5,46,621/-. Out of deposited amount of Rs.5,46,621/-, an amount of Rs.12,950/-would be recovered towards the Court Fees stamps and the remaining amount of Rs.5,33,671/- be disbursed to the applicant as per the bank details, PAN and Aadhar details disclosed by the applicant are as under:-

Rs.12,950.00	
Rs.5,33,671.00	The entire amount to be paid to the applicant No.2- Ramesh Dhanjibhai Kansara by RTGS or NEFT mode in the account of the applicant as under:- Applicant's Bank's Name:- Ramesh Dhanjibhai Kansara Adhar Card No. 9297 3592 7211 PAN Card No. AZKPK0735D Bank's Name- Bank of India Bank Account No. 312310110001818
Rs.5,33,671.00	GRAND TOTAL

- (3) The applicant shall not do anything which may go against the directions and spirits of the order of the Tribunal.

Pronounced today on this 6th day of July, 2026 in the open Tribunal at Jamnagar.

Date : 06/07/2026

Place : Jamnagar.

(Vijay Premchand Agrawal)

M.A.C.T. [AUXI.] &

2nd Additional District Judge,
Jamnagar, UIC No.GJ00689