

MACP No.	125/2022
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::: ORDER BELOW EX. 1 :::

Settlement has been arrived between Petitioner namely Smitaben Bhaveshbhai Rupapara and Respondent No.2 Go-Digit General Insurance Co. Ltd, in the shape of compromise produced on the record at Ex.12 by which parties agreed to the terms and conditions of the compromise deed. Request was made to pass an award as per the terms and conditions of the compromise deed. Terms and conditions of the compromise deed are just, fair and reasonable for all the parties to the compromise. Hence, following final order is hereby passed.

::: Final order :::

(1) The present MACP is hereby allowed as per settlement arrived between the parties.

(2) Petitioner is held entitled for the compensation of **Rs. 7,50,000/- (Rupees Seven Lakh Fifty Thousand Only)** to be paid by respondent No. 2 in terms of settlement arrived between the parties.

(3) It is further directed that compensation amount shall be deposited directly into the bank account maintained by this Tribunal (detail given below) by RTGS or NEFT mode within one month. On such deposits being made, depositor shall submit a letter to the registry of this Tribunal enclosing copy of bank advice in prescribing form, as per which the deposit was made to the bank account of this Tribunal. Depositor shall also send a copy of payment advice to this Tribunal and shall serve a copy of the same on the claimant/s or their counsel as the case may be.

Name of Bank	Bank of Baroda, Lal Bungalow Branch, Jamnagar.
Account Number	58090100006648
Account Name	M/S. MOTOR ACCIDENT CLAIM TRIBUNAL
IFSC Code	BARB0LALJAM (Fifth Character from the beginning is zero)
MICR Code	361012008

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(4) It is further directed that after depositing the compensation amount, depositor shall communicate the factum of the deposit forthwith/expeditiously to this Tribunal with a copy to the beneficiaries.

(5) It is further directed that depositor shall comply the directions given by Hon'ble Supreme Court in Bajaj Alliance General Insurance Co. Vs. Union of India, Writ Petition (s) (Civil) No. 534 of 2020 as well as directions given by Hon'ble High Court of Madras in Civil Misc. Appeal No.428 of 2016 decided on 11th March, 2016 titled as Divisional Manager, The Oriental Insurance Co. Ltd. Vs. Rajesh & Ors.

(6) If compensation has been award and paid u/s. 140 of the M.V. Act, then such amount of compensation shall be reduced from the amount of compensation awarded by this Tribunal under this award.

(7) On depositing the aforesaid amount of compensation, **50%** shall be paid to the petitioner in proportion to their share by direct transfer to the credit of the bank account of the petitioner by NEFT or RTGS after proper verification and thereafter, remaining **50%** of the compensation amount shall be deposited in the name of petitioner in a Nationalized Bank or in any Government Security of the choice of petitioner for a period of Five years keeping nomination clause with a condition that no loan or advance would be admissible, but the applicant would be entitled to get periodical interest that may accrue on the said F.D.R as per rules.

(8) As requested, the Ld. Advocate for Applicant, he is granted time of 15 days to furnish bank account details and Income-tax PAN Card of Applicant, with the Nazir of this Tribunal.

(9) The matter was settled in Lok-Adalat therefore the petitioner is exempted to pay Court Fees under Sec. 21(1) of Legal Services Authorities Act 1987. So,

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recovery of court fee is not required. Court fees refund Certificate if required, be issued to Petitioners.

(10) Respondents shall follow the guidelines of Hon'ble Gujarat High Court in the case of **Smt. Hansagauri Prafulchandra Ladhvani & Ors. V/s. The Oriental Insurance Company** cited at 2007(2) GLH Page No.297, with regard to the Income Tax liability if any. If Income Tax at source has been deducted then Form 16-A of IT Act shall be provided to the petitioner/s on whose behalf the deduction has been made.

(11) No order as to costs.

(12) Award is directed to be drawn up accordingly

(13) Authenticated copy of award is directed to be sent to the Insurance Company through e-mail.

(14) Original R & P be send to record room after due compliance.

Pronounced and signed of this order in National Lok-Adalat today on this 11th July, 2026

Date : 11/07/2026

Place : Jamnagar

(Rasikkumar V. Mandani)

Motor Accident Claim Tribunal (Auxil.) and
3rd. Additional District Judge
Jamnagar. (Code : GJ00715)