

MACMA No. 171 / 2026
(in MACP No.94/2016)

Order below Exh.1 :-

Applicant :

Asarafbhai Safibhai Dhanani

Aadhar Card No. : 7721 7714 6237
PAN Card No. : AFGPD4558R
Bank of India
A/c. No. : 330010110000282
IFSC Code : BKID0003300
Branch Name : Junagadh

V E R S U S

Opponent :-

New India Insurance Co. Ltd.
Gokul Chambers, Jayshree Road,
Junagadh

:- ORDER :-

- (1) Herein, MACP No.94/2016 has been decided by way of compromise in Permanent Lok Adalat on 05/04/2025 and concerned opponent has deposited the amount as per Award. Therefore, applicant has preferred present application to withdraw the deposited amount of award.
- (2) At the time of passing the Award, the Tribunal has passed the following order:

“2. The office shall not deduct or recover the amount of Court fees from the awarded amount deposited with this Tribunal, as the matter is compromised in Permanent Lok-Adalat.

3. Court Fee refund Certificate, as the case may be, be issued in the name of the claimant, if he has paid Court fees, if any.

4. As this decision arrived upon the compromise

between contesting party without examining merit of each one's case, it would not operate as resjudicata in any other claim petition, arising from very same vehicular accident.

5. Disbursement order shall be passed after award amount is deposited.

6. In view of the above, the present claim petition stands disposed of accordingly as compromised in Permanent Lok-Adalat.

(3) This Tribunal has passed following order at Exh.1:-

“The applicant/applicants shall furnish following information immediately :-

1. Whether appeal has been preferred by either party?
2. Whether any stay order against execution of award of the Higher Court is there?

And further the Senior Clerk, M.A.C.T. Branch shall have endorsement of person concerned that whether any writ for filing of appeal has been received in this matter and whether any stay against execution of award is there or not ?”

(4) Thereafter, the concerned Clerk has made an endorsement on 16.06.2026 that no writ of the Hon'ble High Court is received since 05/04/2025 so far as present MACP is concerned.

(5) The Advocate of the other side has made endorsement of ‘No Objection to payment of the amount as compromised’.

(6) The Nazir has endorsed on 19.06.2026 that amount of Rs.4,94,678/- stands credited in this petition vide Register “C” No.69 dated 19.06.2026.

(7) Therefore, considering the amount and also to strengthen the campaign of Lok Adalat and attract the victim to settle the matter in the Lok Adalat and considering the amount and age of the applicant, it would be just and proper to disburse the amount of **Rs.2,50,000/- in cash** and **rest of**

the amount be be invested in **FDR** with usual terms and conditions.

- (8) Therefore, in view of the above, the following disbursement order is passed and the present application stands disposed off accordingly.

₹ 4,94,678/-	The amount deposited to satisfy the award.
Rupees Four Lakhs Ninety Four Thousand Six Hundred Seventy Eight Only	
NIL	Be recovered towards the deficit Court Fee Stamp and to be Credited to the Government.
₹ 4,94,678/-	Remaining Amount be disbursed to the claimant.
Rupees Four Lakhs Ninety Four Thousand Six Hundred Seventy Eight Only	
<u>OUT OF WHICH</u>	
₹ 2,50,000/-	NEFT/RTGS Be paid to the Applicant through NEFT/RTGS mode In his/her bank account after proper verification and identification.
Rupees Two Lakhs Fifty Thousand Only	
₹ 2,44,678/-	NEFT/RTGS Be paid to the Applicant through NEFT/RTGS mode In his/her bank account after proper verification and identification.
Rupees Two Lakhs Forty Four Thousand Six Hundred Seventy Eight Only	

- The above investment be made with the following conditions:
 - No loan, overdraft or advance known by any other name or nomenclature, shall be made available on the said fixed deposit investment, and the Bank shall not allow any encumbrance on the said fixed deposit without written Order of this Tribunal.
 - The interest on the fixed deposit as and when, it becomes due shall be paid **monthly basis** to

the applicant/s.

- The Bank shall intimate to the Tribunal the particulars of the fixed deposit.
- On maturity of the said FDR, the Bank shall disburse the amount in favour of the applicant/s without insisting any order of this Tribunal.
- Yadi be sent accordingly.

Date : 22.06.2026

Junagadh.

(B. G. Dave)
M. A. C. Tribunal (Main)
Junagadh
[GJ00469]