

M.A.C.M.A No. 27/2026 Order below Ex.1
M.A.C.P. No. 42/2019 Order below Ex.128 Dt.13/08/2025 And
As per Hon.High
Court R/First Appeal No.4379 of 2025 order dtd. 16/01/2026.

Read the endorsement made by Nazir, District Court, Keshod regarding depositing the amount. Read the No Objection endorsement made by the opponent advocate. As per the order by Hon.High Court R/First Appeal No.4379 of 2025 order dtd. 16/01/2026 and by this court in above mentioned application, out of the total deposited "C" No. 83 & 90/2025-26 Dt. 28/01/2026 & Dt.23-03-2026 Rs. 9,01,489=00 (Rs.8,75,965=00 + Rs.25,524=00) Rupees Nine Lakhs One Thousand Four Hundred Eighty Nine Only by this court the deduction of court fees, deposits and payments are as under :-

Rs.7,300=00	To be deducted and credited to the Govt. on account of recovered deficit Court Fees.
	<u>70 % To be deposited in F.D.R as under</u> <u>Hon'ble High Court Order R/First Appeal No. 4379/2025 :</u>
Rs.6,25,932=00	To be invested in the name of the Applicant Kadvabhai Dayabhai Bhadarka , Res. Samdhiyala, Tal. Maliya hatina, Dist. Junagadh for a period of Five years in a Nationalized Bank in which applicant insists.
	<u>30% Spot Payment by A/c. Payee Cheque(Rs.) as applicable By Hon'ble High Court Order R/First Appeal No.4379/2025.</u>
Rs.2,68,257=00	To be paid to the Applicant Kadvabhai Dayabhai Bhadarka , Res. Samdhiyala, Tal. Maliya hatina, Dist. Junagadh by way Of A/c payee cheque after proper verification and identification.
Total Rs. 9,01,489=00	Rupees Nine Lakhs One Thousand Four Hundred Eighty Nine Only.

The above investment shall be encumbered with the following terms and conditions.

Instructions before actual Disbursement:

- 1) In terms of the calculation above, concerned Registry is hereby directed by this Order to effect disbursement. The Fixed Deposit shall be made in the bank of the choice of the applicant. Spot payments shall be made by account payee cheque after following usual process of verification and identification;

Instructions for Fixed Deposit:

- 2) Concerned Registry is hereby directed by this Order to effect disbursement to the applicants as per Order of Hon. Gujarat High Court passed in in R/FA # 4379/2025, 16/01/2026 and Registry is strictly directed to follow the instructions given by Hon. Gujarat High Court in the above quoted portion of the Order of Hon. Gujarat High Court. 70% Fixed Deposit shall also be as per Hon. High Court's above quoted Order.
- 3) 30% of the deposited amount in favour of the claimants and invest remaining 70% of the amount in fixed deposit receipt in any nationalized bank, initially for a period of **Five** years, and thereafter, renewed time to time without any reference to this court, or till the final disposal of the First Appeal. whichever is earlier. The original Fixed Deposit in the name of the claimant(s) shall be kept in the custody of the **Nazir** of the Court/Tribunal. No any advance ,loan or encashment against the Fixed Deposit(s) be permitted by anyone. Interest shall be passed at the time of the final disposal of the First Appeal.

Date : 25-03-2026

Place : Keshod.

(H.B. Trivedi)
MACT(Aux.) & Addl. Dist. Judge,
Keshod.

Judge Code GJ 00576

