

GJKH010025552026



Presented on : 28-04-2026
Registered on : 28-04-2026
Decided on : 21-07-2026
Duration :

IN THE COURT OF
PRINCIPAL DISTRICT JUDGE AT NADIAD, KHEDA
Presided Over by MR. PARVEEN KUMAR

MACMA/844/2026

Exhibit No.:

Applicant:
UPENDRASINH PRATAPSINH RATHOD

Versus

Opponent:

1. State of Gujarat.

For the Applicant.	Ld. Advocate Mr.O.G.Mansuri
For the Opponent-State	Ld.A.G.P. Mr.R.G.Bharhmbhatt

Application under Order-33, Rule-1 & 2 of the Civil Procedure Code, for permission to sue as an indigent person.

:: J U D G M E N T ::

1. The applicant has filed this application under Order-33, Rule-1 & 2 of the Civil Procedure Code, for permission to sue as an indigent person and he has also filed an affidavit for the same.
2. Upon notice Ld A.G.P. has filed reply denying the contents of the application, however no any evidence or proof has been produced to disprove the contents of the application.
3. Heard and perused.

::2::

4. Evidently no any cogent and satisfactory evidence to disprove the prayer of the applicant has come on file. Hence, considering the ratio of case law titled as Gulabsang Meruji v/s. Jayantilal Shankarlal Brahmin & others, reported in I-1999 A.C.C.547), the instant application deserves to be allowed with the following order.

:: O R D E R ::

1. This application is hereby allowed.
2. The applicant is permitted to file the compensation application as indigent person in forma pauperism.
3. The Registrar, M.A.C.T. (Main), Nadiad, is hereby directed to register this application in M.A.C.P. Register as a Motor Accident Claim Petition as contemplated under Order – XXXIII, Rule-8 of Civil Procedure Code.
4. The requisite Court fees is ordered to be recovered after adjudication of the application and it will be the first charge on the decree.
5. No order as to costs.

Pronounced in the open Court.

Date : 21-07-2026.

Place : Nadiad.

(Parveen Kumar)
Chairman –M.A.C.T.(Main),
Kheda at Nadiad.
UI Code No.GJ01511