

**Original Decree – Award**

**In the Court of Kheda District's Hon'ble Motor Accident  
Claim Tribunal(Auxi.) Judge Mr.P.P.Purohit, At.Nadiad.**

**M.A.C.P. No.614 OF 2020  
Exhibit:71**

**APPLICANT :**

**Rehanabanu Firojkhan Pathan**

Age : 33, Occupation: Labour work,

Residence : Andhaj, Ta. Nadiad, Dist. Kheda.

***VERSUS*****OPPONENTS :****Parties of Piaggio Rickshaw being No.GJ.07.YY.3108**

- 1** Prakashbhai Gordhanbhai Talpada  
Adult, Occupation : Driver,  
Residence : City Jimkhana Mill Road,  
Nadiad, District : Kheda.
- 2** Auto Finance Ltd.,  
At Bharatbhuvan, Station Road,  
Nadiad, District : Kheda.
- 3** I.C.I.C.I Lombard General Insurance Co. Ltd.,  
At 3<sup>rd</sup> Floor, 304, Baverli Arcade,  
College Road, Nadiad.

**Party of Motorcycle being No.GJ.07.CQ.8161**

- 4** Sirajkhan Sarfukhan Pathan  
Adult, Occupation : Driver,  
Residence : Near Masjid, Andhaj,  
Ta. Nadiad, District : Kheda.
- 5** Firojkhan Mohammadkhan Pathan  
Adult, Occupation : Business,  
Residence : Andhaj, Ta. Nadiad, District :Kheda.
- 6** Bajaj Allianz General Insurance Co. Ltd.,  
At F/4, Western City, Pij Road, Nadiad.

Filled on dt. 19/12/2020

Disposed on dt. 06/03/2026

**Claim of Rs.4,00,000**

Applicant/s claimed that, Applicant get serious injuries in accident occurred on **Dt.07/03/2020** by Vehicle No. **GJ 07 YY 3108** and **GJ 07 CQ 8161** of Opponent/s. To get compensation, the following application is filed.

The Petition is filled on Court Fee Stamp of **Rs. 0/-**

The present Petition today on **Dt.06/03/2026** present before Court of Hon'ble Kheda District Motor Accident Claim Tribunal (Auxi.) of **Mr.P.P Purohit** before Advocate **Mr. K.B Patel** for Applicant, **Mr. A.H Patel** for Opponent no.3, **Mr. A.D Patel** for opponent no.6, the final order passed in **Exhibit-70** and the decree has been passed that,

**~: O R D E R :~**

- 1** The claim petition is partly allowed.
- 2** Claimant is entitled for Rs.2,93,266/- (Rupees Two Lac, Ninety Three Thousand, Two Hundred and Sixty Six Only), from the present opponents, who are jointly severally liable to pay awarded amount along with the proportionate cost with interest at the rate of 7.5% per annum from the date of filing of the petition till its realization.
- 3** Insurance company of Piaggio Rickshaw bearing registration No.GJ.07.YY.3108 is directed to first pay amount of its share in favour of the claimant and thereafter, insurance company can recover the amount of compensation from the owner and/or driver of the offending vehicle Piaggio

Rickshaw bearing registration No.GJ.07.YY.3108.

- 4 The opponents are hereby directed to deposit awarded amount within 30 days of the order.
- 5 It is hereby further ordered to the opponents that, as per the guidelines of Hon'ble Supreme Court, the amount of award be deposited in the District Bank Account No.02900200000658, IFSC: BARBONADIAD (the fifth letter is Zero), Bank of Baroda, Main Branch, Nadiad, through R.T.G.S. or NEFT, and the same shall be informed to the M.A.C.T. Branch, District Court, Kheda at Nadiad, through E.Mail at mact-court khe@gujarat.gov.in as per the purshis.
- 6 Deficit court fees stamp, if any, be recovered from the awarded amount and interim amount if paid be adjusted.
- 7 Thereafter, out of the awarded amount, 60% amount be invested as fixed deposit in any nationalized bank for initial period of five years. The remaining 40% amount be paid to the applicant by account payee cheque/s forthwith.
- 8 The petitioner will not be entitled to get any loan, advance or withdrawal or can create any in encumbrances on the aforesaid fixed deposit receipt without prior permission of this Tribunal. However periodical interest accrued from time to time on the fixed deposits be paid to claimant.
- 9 Award be drawn accordingly in the above petition.

**Cost Figure**

<b>No .</b>	<b>Expenses incurred by the Applicant</b>	<b>Amount Rs. Ps.</b>	<b>Expenses incurred by the Opponent</b>	<b>Amount Rs. Ps.</b>
1.	Complaint application stamp	0.00	Opponent or Cross Claim's Stamp	-----
2.	Stamp on V.P.	3.00	Stamp on V.P.	3.00
3.	The stamp of the submitted papers as per the total paper received	-----	The stamp of the submitted papers as per the total paper received	-----
4.	Witness Charge	-----	Witness Charge	-----
5.	Pleader's Fee on Complaint Claim on Opponent (Rs. 2,93,266/-)	3,450.00	Pleader's Fee on Complaint Claim on Opponent (Rs. 2,93,266 /-)	3,450.00
6.	Process Fee	-----	Process Fee	-----
7.	Copy Fee	-----	Copy Fee	-----
8.	Missing court fee stamp on (Rs.2,93,266/-)	5300.00	Missing court fee stamp on (---)	-----
	<b>Total:</b>	<b>8,753.00</b>	<b>Total:</b>	<b>3,453.00</b>
	Then: The cost of the disallowed amount	-----	Then: Expenses not incurred	-----
	<b>Proportional costs:</b>	<b>8,753.00</b>	<b>Proportional costs</b>	<b>3,453.00</b>

Today on Dt. 6<sup>th</sup> of March 2026, my signature and the seal of the court is done here.

Prepared by:

Compared by:

Applicant's Advocate:

**K.B Patel**

Opponent's Advocate:

**A.H Patel**

**A.D Patel**

**(P.P Purohit)**

M.A.C.T. (Auxi.) and  
3<sup>rd</sup> Additional District Judge,  
Kheda at Nadiad.