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**BEFORE THE MOTOR ACCIDENT CLAIMS
TRIBUNAL (MAIN) AT PORBANDAR.**

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ORDER BELOW EXH.1 IN MACP NO.28/2024

The applicant and opponent No.4 HDFC ERGO General Insurance Co. Ltd. have submitted the settlement memo which is taken on record vide Exh.33. It is stated by the parties by way of this settlement memo that they have arrived at a settlement and the applicant is ready to accept an amount of Rs.2,40,000/- (Rupees Two Lakhs And Forty Thousand Only) as compensation amount towards full and final settlement of the claim and the opponent no.4 undertakes to deposit such amount within a period of 4 months. It is also declared by the applicant that the claim against opponent No.1 and opponent No.2 stands disposed off. The other terms and conditions have been mentioned in the settlement memo.

This Court is also satisfied that it is just and sufficient compensation and in the interest of the applicant. Hence, I pass the following order:

:: ORDER ::

- [1] The present MACP No.28/2024 is hereby disposed off in terms of the settlement memo (Exh.33) today in National Lok Adalat.
- [2] The opponent No.4 HDFC ERGO General Insurance Co. Ltd. is hereby ordered to deposit an amount of Rs.2,40,000/- (Rupees Two Lakhs And Forty Thousand Only) towards the final compensation in this petition as specified in the settlement memo, within a period of four

months. In light of settlement memo (Exh.33), the claim against opponent no.1 and opponent No.2 stands disposed off.

- [3] The remaining claims of applicant stand withdrawn unconditionally as per the settlement memo.
- [4] As the matter is settled in National Lok Adalat, the office is hereby directed not to deduct or recover the amount of Court fees and if the same has already been paid then to issue a refund certificate in favour of the applicant.
- [5] In view of the directions given by the **Hon'ble Apex Court in the case of Bajaj Allianz General Insurance Co. Ltd. Versus Union of India & Others in Writ Petition (Civil) No.534/2020 dated 16.03.2021 and 16.11.2011**, the opponent no.4 is hereby directed to deposit the above amount into the bank account maintained by this Tribunal through RTGS or NEFT mode within 4 months and after depositing the compensation amount, insurance company shall communicate the factum of deposit forthwith / expeditiously to this Tribunal via e-mail with a copy to the beneficiary.

Account Name	:	MACT DISTRICT COURT PORBANDAR.
Account Number	:	40748967139
Bank / Branch	:	STATE BANK OF INDIA / SANDIPANI BRANCH, PORBANDAR.
IFSC Code	:	SBIN0015245.
MICR Code	:	360002130
E-mail	:	mact.courtpor@gmail.com

- [6] The amount of compensation deposited before the Tribunal or recovered amount, 50% amount is to be invested in Fixed Deposit account with any nationalized bank for a period of 5 years in the applicant's name and remaining 50% amount is to be paid to the applicant through online payment mode RTGS/NEFT. The applicant shall be entitled to receive the interest payable periodically from F.D.R. receipt. The applicant shall not be entitled either to encash the same premature or any loan shall be made available on the same investment without prior permission of the Tribunal.
- [7] In view of the judgment of Hon'ble High Court of Gujarat given in a case of **Hansagauri Prafulchandra Ladhani**, reported in 2007 ACJ, 1897 and guidelines given in Special Civil Application No.4800 of 2021 in the case of the **Oriental Insurance Company Ltd. Vs. Chief Commissioner of Income Tax** decided on 05/04/2022, no Tax will be deducted from the amount of compensation awarded by this Tribunal.
- [8] Award to be drawn accordingly.

Signed and pronounced in the National Lok Adalat today
on this **11th DAY OF JULY, 2026 at PORBANDAR.**

Date:- 11.07.2026
Place:- Porbandar
NATIONAL LOK ADALAT.

(**M. A. BHATTI**)
Chairman,
M.A.C.T. (Main)
P O R B A N D A R
Code No. **GJ01506**