

ORDER BELOW EXH- 7 IN M.A.C.PETITION NO. 1097 OF 2018

1. This is an application preferred for the fixed amount of Rs.25000/- for the injuries sustained by applicant in a motor vehicular accident.
2. Heard the Ld. Advocates of the both sides.
3. The petitioner has produced documentry evidence comprises of FIR and panchnama of place of accident. The FIR and panchnama go to show that accident has taken place and the vehicle, ownership of opponent No. **1, 3 are** involved in the accident not shown prima facely. But the opponent no.1 was a driver of the said vehicle and the involved vehicle was in possession with the opponent no.1. The injury certificate and disablement certificate of applicant issued by Doctor go to show that applicant has suffered permanent disablement and therefore, all the ingredients required under section 140 of M. V. Act are satisfied. The above documents prove that all the ingredients for awarding interim relief to applicant are satisfied. The opponents are duly served. Therefore, both the opponents are jointly and severally held liable to pay compensation to applicant with interest at the rate of 9% p.a. Hence, following order.

ORDER

1. The application is hereby allowed.
2. The opponents are jointly and severally liable to pay the amount of compensation of Rs.25000/- (Rupees Twenty Five Thousand only) with interest at the rate of 9% p.a. from the date of application till payment within a period of one month from the date of this order.

Pronounced in open Court today on this 01st day of February, 2019 at Rajkot.

Rajkot.
Dt.01/02/2019

[TEJAS SURESHKUMAR BRAHMBHATT]
MACT(SPECIAL) & 7TH ADDL.DISTRICT
JUDGE, RAJKOT.
[Code No.GJ 00609]