

AWARD
BEFORE THE MOTOR ACCIDENT CLAIMS
TRIBUNAL (AUXI) AT. JETPUR

M. A. C. P. NO. 77/2025

Ex-27

Jay Chandrakant Bagda,

Age-25, Occ. Job,

Address : At- Kharachiya, Tal- Upleta, Dist- Rajkot.

...Claimant

V E R S U S

ST Bus No. GJ-18-Z-3860

Owner : Gujarat State Road Transport Corporation,

Through Depot Manager,

Add. : Dhoraji Road, Jetpur.

...Opponent

Subject: Claim Petition for compensation of Rs.25,00,000/-
u/s.166 of Motor Vehicle Act.

APPEARANCE:

For Claimant

Ld. Adv. Mr. A. V. Parekh,

For Opponent

Ld. Adv. Mr. J. K. Vyas.

DATE OF INSTITUTION : 01/05/2025

DATE OF JUDGMENT : 07/07/2026

This claim coming on this day for final disposal before Mr.R.S.Purani M.A.C.T.(Auxi.) Jetpur, in the presence of Adv. Shri A.V. Parekh Advocate for the Claimant and Shri J.K.Vyas Advocate for the Opponent ordered decreed that.

// FINAL ORDER //

- [1] The present motor accident claim petition is hereby partly allowed.
- [2] The Claimant is entitled to recover the amount **Rs.4,36,320/- [Rupees Four Lakh Thirty Six Thousand Three Hundred Twenty Only]** as compensation award with interest at the rate of **9% p.a.** from the date of this claim petition till its realization with proportionate cost from the opponent.
- [3] After the compensation amount is deposited deduction of the amount paid for 'No fault Liability' as interim compensation and the applicable court fees be made and out of the remaining compensation amount 60% is to be invested in any nearest nationalized bank for a period of five years with condition not to withdraw the same or to create any encumbrances or to raise loan without the prior permission of this Tribunal but the claimant may withdraw the periodical interest paid to the claimant by the bank that may have accrued on the F.D.R. and the remaining 40% of the amount be paid to claimant by an account payee cheque in his or her name after due verification.
- [4] The Opponent do pay cost of the claimant and also bear that of their own.

- [5] The opponent would deposit the compensation amount of the Award in this Tribunal as per the details of the account which is as under;

Name of the Bank	GUJARAT GRAMIN BANK, JETPUR
Account holder name	ADDITIONAL DISTRICT COURT JETPUR
Account No.	78047317175
IFSC Code	BARB0BGBXX

- [6] The opponent should follow and, comply with the directions and guidelines, laid down, relating to liability of Income-Tax, by the Hon'ble Gujarat High Court in the Judgment reported in **2007 A.C.J. 37, in the case of Hansa Gauri Prafulchandra Ladhani V/s The Oriental Insurance Co. Ltd .**

That the sum of **Rs.10863.00** be paid by the opponents to the claimant on account of the costs of this suit. With interest thereon at the rate of – percent, per annum from this date to date of realization.

MEMO OF COSTS

NO.	Particulars	Applicants		Opponents	
		Rs.	Ps.	Rs.	Ps.
1.	CourtFees (4,36,320/-)		6700-00		-----
2.	Stamp of vakilat nama		3-00		3-00
3.	Advocate Fees		4160-00		4160-00
4.	Process Fees		0-00		-----
	Total		10863-00		4163-00

Deficit of Court Fees **Rs.6700/-** and Process Fees Rs---- to be recovered from the applicant.

Dated this on 09th day of July 2026 given under my hand and seal of this tribunal.

Prepared by Checked By

Assistant Registrar

[R.S.PURANI]
M.A.C.T.(AUXI.), JETPUR
AT DISTRICT- RAJKOT
JUDGE CODE :- GJ00727