

MACMA NO. 39/2026 (In MACP No.22/2019)
ORDER BELOW EXHIBIT -1

Read the application. Perused the award drawn in MACP No.22/2019 dated 05/04/2025. On being aggrieved and dissatisfied with said judgment, Opponent – The Oriental Insurance Co. Ltd. moved before Hon'ble High Court by way of first appeal no.3209/2025. In the said appeal, Hon'ble High Court passed an order:-

*“In view of the statement of the learned advocate for the applicant, the execution, implementation and operation of the impugned judgment and award dated 05.03.2025 passed by learned Motor Accident Claims Tribunal (Auxiliary), Tapi at Vyara in MACP NO.22/2019 is stayed subject to deposit of 100% of the awarded amount before the learned Tribunal within a period of four weeks from today. Upon depositing of the said amount, **the Tribunal is directed to release 30% of the awarded amount in favour of the original claimant after due verification, through recognized RTGS / NEFT mode. The remaining 70% of the awarded amount is directed to be invested in the Fixed Deposit with any Nationalized Bank initially for a period of 5 years which may be renewed from time to time till the final disposal of the appeal. The original FDRs are directed to be retained by Nazir Branch of the concerned Tribunal.** It is further directed that the original claimant shall not avail any loan or advance against the aforesaid Fixed Deposits without prior permission of this Court, however, the original claimant shall be entitled to receive periodical interest which may accrue on such Fixed Deposit.”*

As per the endorsement made by Nazir of this Tribunal, total amount of Rs.9,87,336/- stands credited in this Claim Petition No.22/2019 vide register C- No.48 dated 27/02/2026. On behalf of opponent no.3 Mr.D.N.Mistry made an endorsement on the application itself that the opponent no.3- The Oriental Insurance Company has no objection, if payment is made according to the order passed by the Hon'ble High Court, hence in the interest of justice following order.

ORDER

Rs.4,300/-	Be recovered towards deficit court fees and to be credited into Govt. treasury.
Rs.3,44,063/- Rs.3,44,063/-	<p><i>...70% of the awarded amount is directed to be invested in the Fixed Deposit with any Nationalized Bank initially for a period of 5 years which may be renewed from time to time till the final disposal of the appeal. The original FDRs are <u>directed to be retained by Nazir Branch of the concerned Tribunal</u>. It is further directed that the original claimant shall not avail any loan or advance against the aforesaid Fixed Deposits without prior permission of this Court, however, the original claimant shall be entitled to receive periodical interest which may accrue on such Fixed Deposit</i></p> <p>1 Kiranbhai Jhinkiyabhai Gamit 2 Vipulbhai Jhinkiyabhai Gamit</p> <p>Both are Residing at- Dungari Faliyu, Hindla, Tal. Songadh, Dis. Tapi in any Nationalized Bank with condition above mentioed.</p>
Rs.1,47,455/- Rs.1,47,455/-	<p>Be paid to the claimants as under by way of account payee cheque after due verification and identification.</p> <p>1 Kiranbhai Jhinkiyabhai Gamit 2 Vipulbhai Jhinkiyabhai Gamit</p> <p>Both are Residing at- Dungari Faliyu, Hindla, Tal. Songadh, Dis. Tapi</p>
Rs.9,87,336/-	Total Rupees Nine Lakh Eighty-Seven Thousand Three Hundred Thirty-Six Only

Necessary yadi be sent to Nazir Branch District Court Tapi at Vyara for due compliance of this order.

Signed and Pronounced in open Tribunal on 11th day of March, 2026.

Date : 11/03/2026
Place: Tapi at Vyara.

(A.B.Bhojak)
M.A.C.T.(Auxi.)
Tapi at Vyara
(GJ00476)

As per the order passed in MACMA No.39/2026 in MACP No.22/2019 dated 11/03/2026 it is ordered to disburse following amount.

Rs.4,300/-	Be recovered towards deficit court fees and to be credited into Govt. treasury.
Rs.3,44,063/- Rs.3,44,063/-	<p><i>...70% of the awarded amount is directed to be invested in the Fixed Deposit with any Nationalized Bank initially for a period of 5 years which may be renewed from time to time till the final disposal of the appeal. The original FDRs are directed to be retained by Nazir Branch of the concerned Tribunal. It is further directed that the original claimant shall not avail any loan or advance against the aforesaid Fixed Deposits without prior permission of this Court, however, the original claimant shall be entitled to receive periodical interest which may accrue on such Fixed Deposit</i></p> <p>1 Kiranbhai Jhinkiyabhai Gamit 2 Vipulbhai Jhinkiyabhai Gamit</p> <p>Both are Residing at- Dungari Faliyu, Hindla, Tal. Songadh, Dis. Tapi in any Nationalized Bank with condition above mentioed.</p>
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Rs.9,87,336/-	Total Rupees Nine Lakh Eighty-Seven Thousand Three Hundred Thirty-Six Only

Date : 11/03/2026
Place: Tapi at Vyara.

(A.B.Bhojak)
M.A.C.T.(Auxi.)
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