

Annexure

Order Below Exh.1

MOTOR ACCIDENT CLAIM PETITION NO.05 OF 2024

The parties have amicably arrived at a compromise to the effect that present claim petition be allowed in favour of petitioner in sum of **Rs.5,00,000/-** (Rupees Five Lacs only). The compromise has been taken on record at **Exh.11**.

Award be drawn in terms of compromise.

The Opponent Insurance company shall deposit the amount of compensation as per compromise within 30 days from the date of this order.

As per the section 21 of the Legal Service Authority Act, 1987 where a compromise or settlement has been arrived at in Lok Adalat, the Court fee is not required to be paid and if court fees is already paid, the same is required to be refunded in the manner provided under the court fee Act, 1870. (7 of 1870).

It is provided in the sec.16 of Court Fees Act, 1870 that where the court refers the parties to the suit to any one of the mode of settlement of dispute referred to in section 89 of the Code of Civil Procedure, 1908 (5 of 1908), the plaintiff shall be entitled to a certificate from the court authorizing him to receive back from the collector, the full amount of the fee paid in respect of such plaint. Hence, no court fee is require to be deducted in this case and if any court fee has been paid the claimant is entitled to get refund the same.

On depositing the amount, the office of this Tribunal is hereby directed that, the amount of medical bills (if any) be paid in cash and out of balance amount 50% amount be deposited in F.D.R. in any Nationalized Bank for the period of 5 (Five) years and remaining 50% amount to be paid the applicant by Account Payee Cheque after verifying her all the credentials as well as identification.

The amount of compensation be apportioned inter-se the applicants in following manners.

Applicant No.1	40%
Applicant No.2	20%
Applicant No.3	20%
Applicant No.3	20%

::((2))::

The conditions as regards to the F.D.R. will be made at the time of withdrawal of amount.

Pronounced in the National Lok Adalat on 14th day of December, 2024, Surat at Bardoli.

Date : 14/12/2024
Place : Bardoli.

[PREET KAMAL TIRATH RAM]
M.A.C. Tribunal (Auxi.), Surat at Bardoli
UIC No.GJ01594