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EXH. No. 5

BEFORE THE MOTOR ACCIDENT CLAIMS TRIBUNAL
(AUXILIARY), AT RAJKOT

CIVIL MISC. APPLICATION No. 199 of 2017

Jerambhai Fakirbhai Koli
Resident of Jetpur APPLICANT

VERSUS

Indian Bank, Rajkot OPPONENT

APPLICATION FOR PAYMENT OF MATURITY
VALUE OF FDR

Shri S. T. Jadeja, Advocate for applicant

JUDGMENT

The short facts of the case are that in a vehicular accident, the applicant sustained injuries, for which he had filed MACP No. 1651 of 2011 wherein order for interim compensation has been passed in favour of applicant and an amount of Rs. 17,300/- has been invested in fixed deposit with Indian Bank Rajkot for a period of five

years which is to mature on 16-3-2018. It is the case of applicant that due to injury sustained in the said accident, he is not in a position to do labour work and is unemployed and is in need of money. The applicant has, therefore, filed this application praying to grant him withdrawal of amount of FDR as aforesaid.

2. Alongwith this application, the applicant has produced the copy of FDR No. 0696158 for Rs. 17,300/- which was issued on 16-3-2013 and it is due on 16-3-2018. Alongwith the application, the applicant has also produced the copy of the medical certificate issued by Dr. Hiren S. Kothari. Even otherwise also as regards disbursement of amount of interim compensation, the law is clear that the entire amount of interim compensation is to be paid in cash. Therefore, the application of the applicant deserves to be allowed and the following order is passed :

ORDER

This application is hereby allowed. The Manager, Indian Bank, Rajkot is ordered to pay the amount of Rs. 17,300/- with interest thereon of FDR No. 0696158 to the applicant in cash by account payee cheque.

Pronounced in open Court this 17th day of July,
2017

RAJKOT
DATE: 17-7-2017

PRAKASH P. PUROHIT
MOTOR ACCIDENT CLAIMS
TRIBUNAL (AUXILIARY),
RAJKOT,
CODE No. GJ 00 685