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M.A.C.P. No. 48/2022  
Sk. Rashid X Sarfaraz Khan  
C.N.R. NO. MHBU11-000416-2022

### ORDER BELOW EXH. 06

This application is filed by applicants under Rule 257(3) of The Maharashtra Motor Vehicle Rules, 1989 for exemption of Court fees.

2. Perused application, record and affidavit.

3. It is stated in application that, the deceased was only earning member of their family. Due to the death of the deceased, the applicants' family lost source of income and they are facing financial crisis and starvation. Therefore, the applicants are not in a position to pay the amount of Court fees and therefore, they prayed for exemption of Court fees. The application is supported by affidavit.

4. Considering facts and circumstances of present case, I am of the view that under Rule 257(3) of the Maharashtra Motor Vehicle Rules, 1989, applicants are entitled for exemption from payment of the Court fees payable under Sub-Rule 1 of 257 of the Act. However, if the claim of applicants is allowed, they shall pay the prescribed fees before the amount compensation is paid

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to them notwithstanding the exemption granted in respect of the said fees. Hence, I pass the following order :-

**ORDER**

1. The application at Exh. 6 is allowed.
2. Under Rule 257(3) of the Maharashtra Motor Vehicle Rules, 1989, applicants are exempted from payment of the Court fees payable under Sub-Rule 1 of 257 of the Act. However, if the claim of applicants is allowed, they shall pay the prescribed fees before the amount compensation is paid to them notwithstanding the exemption granted in respect of the said fees.

Malkapur.  
Date - 16/06/2022.

**(Prakash R. Kadam)**  
Member, M.A.C.T.,  
Malkapur.

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**CERTIFICATE**

I certify that, this order P.D.F. uploaded is a true and correct copy of original signed order.

Name of Court : Motor Accident Claim Tribunal,  
Malkapur.

Name of Steno : Miss H.D. Chaudhari.