

**ORDER BELOW EXH.NO.5 IN MACP NO. 275/2017****(Premala and another Vs. Madhukar & Ors)****CNR Number: MHLA010033162017**

This is an application filed by the claimant under Section 140 of the Motor Vehicles Act, 1988 for grant of interim compensation of Rs. 50,000/- on account of death of Rameshwar Sahebrao Bidave on 24/03/2017 at about 10.00 p.m. at Sakhara Pati, Barshi Road, Latur.

2. According to the applicants due to the rash and negligent driving of vehicle bearing no. MH12-hb-0327 by respondent no. 1 son of claimant no. 1 and husband of applicant no. 3 died.

3. The applicants have filed application u/Sec. 166 of the M.V. Act for grant of compensation. In the said application, they prayed for interim relief.

4. The respondents pursuant to the service of notice appeared. They have filed reply. It is not in dispute that the vehicle in question is owned by the respondent no. 2 and insured with respondent no. 3. It is also not in dispute that on 24/03/2017, the accident took place and Rameshwar Sahebrao Bidave died in the said accident. The vehicle in question is insured with the respondent no. 3, as such, respondent nos. 1 to 3 jointly and severally liable to pay interim compensation to the

applicants. Hence, the following order is passed.

ORDER

- 1) Application is allowed.
- 2) Respondent Nos. 1 to 3 jointly and severally liable to pay interim amount of compensation to the applicant nos. 1 & 3 within one month from the date of passing of an award, failure of which, the amount shall carry interest @ 6% per annum from the date of this order.
- (3) The Respondent Nos. 1 to 3 shall make the said payment by depositing the same in Tribunal's saving Bank Account No. 40777681930, IFSC Code-SBIN0021055 State Bank of India, Collectorate, Branch at Main road, Latur.
- (4) Respondent No. 1 to 3 after depositing the said amount in the abovesaid account of the Tribunal, shall inform Unique Transaction Reference Number (UTR) to the Tribunal by separate letter/pursis.
- (5) The applicant nos. 1 & 3 shall furnish in Tribunal their particulars of Bank Account with IFSC Code of any Nationalised Bank, within 8 days from today.
- (6) The office of Tribunal shall transfer Rs.25,000/- to Applicant No. 1 & Rs. 25,000/- to applicant no. 3 in their individual Bank accounts by NEFT, immediately after receipt of Unique Transaction Reference Number by Respondent No. 1 to 3.
- (7) Interim award be drawn up accordingly.
- (8) Cost in cause.

(V. V. Patil)

Principal District Judge &
Member, M.A.C.T. Latur.

Date: 06.02.2024