

**BEFORE THE MOTOR ACCIDENT CLAIMS TRIBUNAL, MUMBAI.**  
**Order below Ex.2 in Claim Application No. 1072 of 2014.**

This is an application for grant of interim compensation filed u/s.140 of the M. V. Act 1988 by the injured who suffered vehicular injuries in an accident dated 6-05-2014 involving Motor Tempo No.MH-16-AE-1850.

1. Heard the learned counsel for the applicant and Insurer. The Opp. Party remained absent though duly served. The insurer has orally opposed the application on various grounds raising questions of fact. The defences which are raised by the Insurer can be considered on merits. The applicant has produced on record the certified copies of the FIR, Spot Panchnama, Hospital papers and Insurance policy. He has also produced on record the disability certificate at Ex.9/4. Hence all the requirements of section 140 of the M. V. Act are fulfilled. I, therefore, pass the following Order.

**O R D E R**

1. Application Ex.2 is allowed.
2. The Opposite party and Insurer do pay jointly and severally a sum of Rs.25,000/-(Rupees Twenty Five Thousand only) towards No Fault Liability within a period of 30 days from the date of this order to the applicant, failing which they shall pay simple interest @ 7.5% p.a from the date of this order till the amount is realised.
3. The Opposite party and Insurer are directed to make the payment by account payee cheque in the name of applicant and be deposited in the Court within one month.
4. On receipt of the cheque by the office, the same be delivered to the applicant after due verification, on recovery of deficit court fees if any.

Date:22-02-2017.

(A. S. Kazi),  
Member,  
MACT, Mumbai.