

Motor Accident Claim Tribunal Jhansi

Misc. Case No. 59 of 2021 (MACP No. 340 of 2017)
Smt. Mamta Kumari vs Pradeep Sahu
15.06.2021

The case presented before the Tribunal. Applicants with their counsel appeared through Video Conferencing.

Heard and perused the record of MACP No. 340 of 2017 which transpires that on the basis of merit, a compensation of ₹68,65,805 with 7.5% simple yearly interest from date of institution was awarded by MACT Jhansi in favor of the applicants/petitioners on date 05.10.2020. Hon'ble High Court of Judicature at Allahabad has passed following order in FAFO DEFECTIVE No. 17 of 2021 on-

Till the next date of listing, in case the appellant deposits the entire amount awarded within six weeks in the Tribunal after giving adjustment of amount, if any, deposited in the High Court, as condition of filing of the appeal, the execution of the award shall remain stayed. The amount deposited in this Court shall be remitted to the Motor Accident Claims Tribunal within a month. Out of the amount so deposited, the respondent nos. 1, 2, 4 and 5 shall be entitled to withdraw half of the awarded amount without furnishing any security. The remaining half of their amount shall be deposited in a nationalised bank fetching higher rate of interest for a period of three years, awaiting the result of this appeal. For minors, respondent no. 3, the awarded amount will be deposited in a nationalised bank fetching higher rate of interest for a period of three years, awaiting the result of this appeal.

Order Date :- 13.1.2021

As per office report awarded amount and interest thereon ₹82,52,563 have been deposited by the Insurance Company through UTR No. BKIDF-21041259956 in the Tribunal's bank account of Punjab National Bank. This Misc. case has been instituted by the applicants to release the deposited amount in terms of the award and Hon'ble High Court order.

In support of release application 3B, the affidavit 4C2 is available on the record.

In my view applicants are entitled to get deposited amount in their bank accounts in terms of the award and Hon'ble High Court order. Hence-

Punjab National Bank is ordered to disburse according to following sheet-								
Applicant/ Petitioner	Distribut ed Amount in ₹	State	Annuity/ Cash	+(% of) Interest Accrued on Deposited Amount	Mode of Disbursement	Bank Account Number	Bank	IFS Code
1. Smt. Mamta Kumari	1083149	17.50	75	13.125	Annuity for 3 years			
1. Smt. Mamta Kumari	361050		25	4.375	Electronic Mode	1285001700144977	PNB, Bamaur Branch, Jhansi	PUNB0128500
2. Km. Saumya Patel	773678	12.5	75	9.375	Annuity for 3 years			
2. Km. Saumya Patel	257893		25	3.125	Electronic Mode	1285001700144968	PNB, Bamaur Branch, Jhansi	PUNB0128500
3. Harshit Patel	825256	10	100	10	FD for 3 years fetching higher rate of interest	Awaiting result of Appeal		
4. Kailash Verma	309471	5	75	3.75	Annuity for 3 years			
4. Kailash Verma	103157		25	1.25	Electronic Mode	1285001700144995	PNB, Bamaur Branch, Jhansi	PUNB0128500
5. Smt. Sukrat	309471	5	75	3.75	Annuity for 3 years			
5. Smt. Sukrat	103157		25	1.25	Electronic Mode	1285001700144986	PNB, Bamaur Branch, Jhansi	PUNB0128500
MACT Jhansi	4126282	50	100	50	FD for 3 years fetching higher rate of interest	Awaiting result of Appeal		
TOTAL	8252563	100		100				
							Presiding Officer	
Date: 15.06.2021							Motor Accident Claim Tribunal Jhansi	