IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/FIRST APPEAL NO. 681 of 2022
With
R/FIRST APPEAL NO. 120 of 2024
With
R/FIRST APPEAL NO. 2157 of 2024
With
R/FIRST APPEAL NO. 1332 of 2023
With
R/FIRST APPEAL NO. 3775 of 2023
With
R/FIRST APPEAL NO. 1101 of 2024
With
R/FIRST APPEAL NO. 901 of 2024
With
R/FIRST APPEAL NO. 392 of 2024
With
R/FIRST APPEAL NO. 340 of 2024
With
R/FIRST APPEAL NO. 4970 of 2022
With
R/FIRST APPEAL NO. 4063 of 2022
With
R/FIRST APPEAL NO. 2720 of 2022
With
R/FIRST APPEAL NO. 631 of 2023
With
R/FIRST APPEAL NO. 632 of 2023
With
R/FIRST APPEAL NO. 633 of 2023
With
R/FIRST APPEAL NO. 634 of 2023
With
R/FIRST APPEAL NO. 3599 of 2023
With
R/FIRST APPEAL NO. 1693 of 2022
With
R/FIRST APPEAL NO. 2544 of 2022
With
R/FIRST APPEAL NO. 2688 of 2022
With
R/FIRST APPEAL NO. 2521 of 2022
With
R/FIRST APPEAL NO. 638 of 2023

With
R/FIRST APPEAL NO. 1162 of 2023
With
R/FIRST APPEAL NO. 26 of 2023
With
R/FIRST APPEAL NO. 3309 of 2022
With
R/FIRST APPEAL NO. 336 of 2024
With
R/FIRST APPEAL NO. 4880 of 2023
With
R/FIRST APPEAL NO. 4941 of 2022
With
R/FIRST APPEAL NO. 4943 of 2022
With
R/FIRST APPEAL NO. 4944 of 2022
With
R/FIRST APPEAL NO. 4945 of 2022
With
R/FIRST APPEAL NO. 4946 of 2022
With
R/FIRST APPEAL NO. 315 of 2023

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THE UNITED INDIA INSURANCE CO LTD
Versus
SAVITABEN MADHAVDAS HARIYANI & ORS.

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Appearance:
MR RATHIN P RAVAL(5013) for the Appellant(s) No. 1
MR RITURAJ M MEENA(3224) for the Defendant(s) No. 6
RULE SERVED for the Defendant(s) No. 3,4,5
UNSERVED EXPIRED (R) for the Defendant(s) No. 1,2,7

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CORAM:**HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR**

Date : 19/12/2025
COMMON ORAL ORDER

[1.0] Insurance Company is in First Appeals under section 173 of the Motor Vehicles Act, 1988, details of which alongwith corresponding respective Motor Accident Claim Petitions alongwith amount of compensation awarded in respective claim petitions is as

under:

First Appeal No.	Year	MACP No.	Amount (Rs.)
681	2022	321/2006	107100
120	2024	954/2018	262520
2157	2024	177/2020	159522
1332	2023	637/2017	128171
3775	2023	660/2011	169280
1101	2024	179/2019	268500
901	2024	77/2015	281500
392	2024	4165/2009	109000
340	2024	124/2016	90000
4970	2022	98/2006	134400
4063	2022	2116/2008	173560
2720	2022	1258/2009	125000
631	2023	674/2010	390000
632	2023	296/2018	287300
633	2023	297/2018	226800
634	2023	298/2018	290400
3599	2023	265/2015	167700
1693	2022	21/2018	275700
2544	2022	80/2018	259000
2688	2022	654/2014	273940
2521	2022	1371/2010	163600
638	2023	112/2016	227361
1162	2023	78/2018	300000
26	2023	1730/2004	235800
3309	2022	67/2016	297700
336	2024	238/2015	188047

4880	2023	422/2018	299550
4941	2022	180/2019 MAIN	329030
4943	2022	180/2019	48240
4944	2022	228/2019	153618
4945	2022	227/2019	173481
4946	2022	181/2019	153269
315	2023	12/2019	194100

[2.0] Heard learned advocates for the respective parties.

[3.0] Since the amount involved in the present First Appeals is small and meager, which falls under the category of smallness, paying due regard to smallness of amount, this Court is of the considered view that the First Appeals should be disposed of as compensation awarded seems to be just and reasonable and no interference is called for. It is hereby made clear that these First Appeals are disposed of only on the ground of award of compensation being meager and small. This Court has not expressed any opinion on merits and question of law raised in these First Appeals is kept open to be urged in other proceedings which may arise from the same road accident / same judgment and award. It is made clear that this order will not come in the way of adjudication of any other First Appeal pending against same respective judgment and award or adjudication of any other claim petition arising from same road accident. Since the First Appeals are disposed of only on the ground of monetary value being small, without entering into merits, principle of *res judicata* shall not be applied to any other proceedings including cross-objections, if any, arising from the same road accident or same judgment and award.

[4.0] In view of above, present First Appeals are dismissed. Pending Civil Applications, if any, stands disposed of as having become infructuous. No order as to costs.

[5.0] Record and Proceedings and amount, if any lying before this Court is ordered to be transmitted to the concerned Tribunal forthwith along with accrued interest, if any. The entire awarded amount be disbursed and released in favour of the respective original claimants after due verification by transferring the said amount to the account of the claimants either by RTGS or NEFT mode.

[6.0] Registry to maintain copy of this order in each matter.

(HASMUKH D. SUTHAR, J.)

Ajay

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: AJAY CHANDRAN MENON(HC00939), PRINCIPAL PRIVATE SECRETARY, at High Court of Gujarat on 19/12/2025 18:20:30