

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BEFORE THE NATIONAL LOK ADALAT

CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 750/2024

DR. SHARAD MADANLAL SHETH

..... APPELLANT

VERSUS

SUMAN RAVINDRA CHAUBE AND ORS.

..... RESPONDENTS

Adv. Jaydev Trivedi for the Appellant.

Adv. S.R.Gupta a/w. Adv. R.R.Shengte for the Respondents.

**CORAM : RAJESH S. PATIL, J.
(HEAD OF THE PANEL)**

**S.R.AGRAWAL,
REGISTRAR (JUDICIAL-II)**

**P R. NAVALE
OSD AT JUDICIAL-I**

DATE : 13 DECEMBER, 2025

P.C. :-

1) Both the learned advocates have submitted consent terms dated 13 December, 2025. The said consent terms are taken on record and marked 'X' for identification purpose.

2) A scanned copy of the said consent terms are reproduced hereinbelow :-

Torment in Court 'X' RPLH 13/12/2025.

IN THE HIGH COURT JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FIRST APPEAL NO. 750 OF 2024

DISTRICT: MUMBAI

Dr. Sharad Madanlal Sheth

..... Appellant
(Orig. Opp. Party)

V/s.

Smt. Suman Ravindra Chaube & Ors.

..... Respondents
(Orig. Applicants &
Orig. Respondent No.2)

CONSENT TERMS

We, Dr. Sharad Madanlal Sheth, the Appellant above named and Smt. Suman Ravindra Chaube, Mr. Rahul Ravindra Chaube, Mr. Rohan Ravindra Chaube, Mr. Rohit Ravindra Chaube, Smt. Dhanraji Shrinarayan Chaube, the Respondent No. 1,2,3,4,5 above named (hereinafter jointly referred as 'the Respondents') have amicably settled the issue / subject matter on the following terms & conditions.

1. That the Hon'ble Motor Accident Claims Tribunal, Mumbai vide Judgment & Decree dated 01/02/2024 passed in Application No.1668 Of 2017 directed the Appellant (Orig. Opposite Party) pay an amount of Rs.14,33,062/- (Rupees Fourteen Lakhs Thirty Three Thousand sixty two) along with interest @ 7% p.a. from the date of Application till realisation.

सुमन चौबे *Chaube*

T.B.M. *Chauhan*



AH0500

RHTI
Appl. No 5

2. That being aggrieved & dissatisfied by the aforesaid Judgment & Decree; the Appellant filed the present Appeal before this Hon'ble Court and in compliance with Order dated 25th June 2024 passed by this Hon'ble Court; the Appellant has deposited a sum of Rs.21,39,482/- (Rupee Twenty One Lakhs Thirty Nine Thousand Four Hundred Eight Two) in the Bank Account of "Motor Accident Claims Tribunal Mumbai" bearing No. 0000004077482356, IFSC Code: SBIN0030002, MICR Code: 400002273 vide RTGS dated 20/08/2024.
3. That meanwhile the Respondents above named filed Execution Application No. 132 Of 2025 before the Hon'ble Motor Accident Claims Tribunal, Mumbai for Execution of the aforesaid Decree dated 01/02/2024.
4. That in view of the amicable settlement arrived between the Appellant & the Respondents; the Appellant shall pay a sum of Rs.17,50,000/- (Rupees Seventeen Lakhs Fifty Thousand) to the Respondent No.1,2,3,4,5 towards one-time lumpsum settlement against the Decretal amount along with interest.
5. That the Respondents shall withdraw Rs.17,50,000/- (Rupees Seventeen Lakhs Fifty Thousand) towards the aforesaid one-time lumpsum settlement directly out of the amount of Rs.21,39,482/-

हस्ताक्षर
R.H.I.
Amr

(Rupee Twenty One Lakhs Thirty Nine Thousand Four Hundred Eight Two) which is deposited by the Appellant in the Bank Account of "Motor Accident Claims Tribunal Mumbai" bearing No. 0000004077482356.

6. That the Respondents agrees upon withdrawal of the aforesaid amount of Rs.17,50,000/- (Rupees Seventeen Lakhs Fifty Thousand) or any part thereof from the Bank Account of "Motor Accident Claims Tribunal Mumbai"; the Respondents shall not claim any amount from the Appellant towards any cost, interest, loss, expenses, compensation &/or any amount under whatsoever head / reason / ground.
7. That upon signing of the present Consent Terms; the Appellant shall be entitled to withdraw the balance amount from the aforesaid Bank Account of "Motor Accident Claims Tribunal Mumbai" bearing No. 0000004077482356 except the aforesaid Rs.17,50,000/- (Rupees Seventeen Fifty Thousand) as agreed towards onetime lumpsum settlement.
8. That upon signing this Consent Terms; the Respondents shall not pursue the Execution Application 132 Of 2025 pending before the Hon'ble Motor Accident Claims Tribunal, Mumbai and withdraw the same within 15 days from signing this Consent Terms.

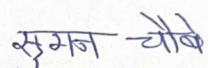
हम सुमन चौखे
RHTI 2
रिप्लाइ नं. 5

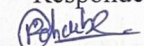
9. That upon signing of the Consent Terms; the Respondents jointly & severally shall indemnify the Appellant against all the legal proceedings filed by any third party &/or any of the Respondents towards claim for Decretal amount along with interest &/or the one-time lumpsum settlement amount.

10. The Appellant & the Respondents have signed & executed this Consent Terms with their free will and without any kind of fraud, force, coercion, duress, misrepresentation, undue influence etc. while in possession of sound & disposing mind in presence of their respective Advocates.

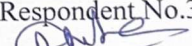
Filed on 13th December 2025 at Mumbai;

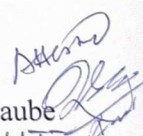

Dr. Sharad Madanlal Sheth
Appellant


Smt. Suman Ravindra Chaube
Respondent No.1

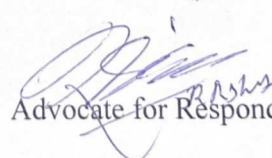

Mr. Rahul Ravindra Chaube
Respondent No.2


Mr. Rohan Ravindra Chaube
Respondent No.3


Mr. Rohit Ravindra Chaube
Respondent No.4


Smt. Dhanraji Shrinarayan Chaube
Respondent No.5


Advocate for Appellant


Advocate for Respondents

- 3) Both the learned advocates identify the signatures of their respective clients on the consent terms and also identify their presence in Court.
- 4) All statements made in the consent terms are accepted as an undertaking given to this Court.
- 5) All undertakings are also accepted.
- 6) **First Appeal** stands **disposed of** in terms of the consent terms.
- 7) Court fees to be refunded as per Rules.
- 8) In sequel, pending **Applications, if any, stand disposed of.**

[P.R.NAVALÉ]
OSD AT JUDICIAL-I
MEMBER

[S.R.AGRAWAL]
REGISTRAR (JUDICIAL-II)
MEMBER

[RAJESH S. PATIL, J.]
HEAD OF THE PANEL