

Misc. DJ: 210/23

Suman Jha (DAR) v. Ravinder

FIR NO: 24/22

PS: Okhla Ind. Area

19.01.2023

Present: Ms. Meena Gupta proxy Counsel for claimant with claimant in person.
IO in person.
R-1/driver in person with proxy counsel Sh. Puneet Diwan.
None for R-2.
Sh. M.Z. Iqbal, Ld. Counsel for R-3/Insurance co.

DAR already filed. It be checked and registered.

1. Copy of DAR supplied to parties.
2. On inquiry from the victim regarding expenses on injury, he stated that he got treatment from AIIMS, Delhi and a sum of Rs.1,75,000/- paid by ESI through cheque to the AIIMS, Delhi. But it appears that such fact is not disclosed by him to the IO earlier. As such, IO to file further status report regarding claim, if any filed in ESI and payment received from ESI regarding the accident in question. Further, put up for consequences, if any of affidavit filed by the victim alongwith DAR on NDOH.
3. Further, IO to file a status report whether such victim disclosed about such ESI benefits to him or not by the NDOH in his status report.
4. Now to come up for reply / legal offer in prescribed Form-III on **01.05.2023**. The insurance company shall also disclose their bank account details in the Legal Offer/Reply.
5. **Directions for claimant (s) to open bank accounts:**

: 2:

Claimant (s) are directed to open a saving bank account in a nationalized bank near their place of residence. The concerned bank is directed to not issue any cheque book and debit card to the claimant (s) and if the same have already been issued, the bank is directed to cancel the same and make an endorsement to that effect that on the passbook of the claimant. Claimant (s) are directed to place on record two photographs and their attested specimen signatures from the bank, a copy of the bank pass book with such endorsement from bank, with their Aadhar Card (s) and PAN Card (s) on the next date of hearing. The claimant (s) shall also furnish complete postal address of the bank with their IFS Code and MICR number before the court on the next date of hearing. A copy of this order be given dasti to the claimant (s) for being shown to the bank for compliance.

6. Further, in view of Rule 32(2) of amended rule of 150A of MV (5th amendment) Rules effective from 01.04.2022 r/w Annexure XIII, **Procedure For Investigation of Motor Vehicle Accidents**, claimants are directed to place on record the following documents, if not already filed:

- (a) Aadhaar Card and PAN Card;
- (b) Details of the Aadhaar Linked Bank Account(s) of the Claimant(s) near the place of their residence along with the proper endorsement; and
- (c) Two sets of photographs and specimen signatures of the claimant(s).

(Naveen Kumar Kashyap)
PO-MACT (South-East)
Saket Court/ New Delhi
19.01.2023