

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-II, PATNA

Case number:- Claim Case No. 408/2017

03.09.2019

Claimant is in attendance. A petition has been filed by the claimant dated 26.07.2019 to amend the order dated 25.03.2019 passed u/s 140 of M.V act. It has been submitted by the learned counsel on behalf of the claimant that the Maruti Suzuki Eritiga Car Bearing Registration Number BR-01-PB-5569 was insured by IFFCO TOKIO GENERAL INSURANCE COMPANY LTD. Which was not mentioned in the plaint at the time of filing. Hence the claimant filed a petition on 25.04.2019 to amend the Plaint accordingly, which has been allowed vide order dated 04.07.2019. It has been further submitted that the claimant filed a petition u/s 140 of M.V Act, which has been allowed vide order dated 25.03.2019 in which it has been mentioned in para 4 that the said maruti Suzuki Eritiga Car was insured by Opposite Party No. 5 ICICI Lombard Insurance Company Ltd. So it has been prayed to correct the same as ' the said Maruki Suzuki Eritiga Car was insured by FFCO TOKIO GENERAL INSURANCE COMPANY LTD'.

No one appeared on behalf of Opposite Party to Oppose the Prayer of the claimant.

Heard and perused the case record. The petition of claimant 21.06.2019 was allowed on 04.07.2019 but the claimant has not amended the plaint accordance with the order. Hence, the claimant is directed to ammend the plaint as per order dated 04.07.2019 within fortnight. However, in the interest of justice the petition dated 26.07.2019 filed by claimant is hereby allowed and the order dated 25.03.2019 is corrected to the extent that in para 4 of the order the said maruti Suzuki Eritiga Car was insured by opposite Party No. 5 ICICI lombard General insurance co. ltd. Be read as ' the Said car was insured by FFCO TOKIO GENERAL INSURANCE COMPANY LTD

Dic.

A.D.J-II, Patna