

**IN THE COURT OF DISTRICT JUDGE CUM P.O. M.A.C.T -III,
VAISHALI AT HAJIPUR**

Claim Case No. 125 of 2017

15.01.2025

ORDER

Heard both the parties. On a petition dated 06-07-2019 filed on behalf of O.P. No. 5 and its rejoinder dated 15-01-2025 filed on behalf of petitioner.

A petition has been filed on behalf of O.P. No. 3 Sri Ram G.I.C. Ltd. Stating therein that this case is not maintainable u/s 166 or 140 of M.V. Act against this petitioner and during course of argument, he submitted that he is merely the insurer of the vehicle which is used by the deceased not the offending vehicle. As such he is not liable to pay any compensation.

On the other hand, the claimant submitted that the policy taken by the deceased of the vehicle is comprehensive policy and as such the Sri Ram G.I.C. is also liable along with offending vehicle.

After hearing both the parties. Perused the case record. On perusal it is transpired that in this case issue has not been settled yet. Whether the suit is maintainable against the O.P. No. 5 or not is the issue which would be taken into due consideration during the final hearing without going into the merit of this case. The petition is hereby disposed of. With a liberty to agitate their ground during trial. Accordingly, petition is hereby disposed of.

Dictated

District Judge-cum-
M.A.C.T.-III
Vaishali at Hajipur.
15-01-2024

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After hearing both the parties. The issue has been settled.
Claimant is directed to adduce his evidence.

Put up on 29-01-2025

Dictated

District Judge-cum-
M.A.C.T.-III
Vaishali at Hajipur.
15-01-2024

