

M. CrI. No.926/24
Chandan Vs. Rajesh Shah
FIR No.689/24
PS:Paharganj
u/s. 281/106.1 BNS

22.04.2025

**Fresh DAR has been filed by the IO/SI Arun Kumar.
It be checked and registered, as per rules.**

Present: Mr. Jitender Sharma, Adv. for the petitioners.
IO/SI Arun Kumar in person.
Respondent no.1 is absent.
Respondent no. 2 in person.
Mr. Sujit K. Jaiswal, Adv. for respondent no. 3.

The IO has filed the DAR. Copies of DAR have been supplied to the petitioner, the respondent no.2 and the insurance company. IO undertakes to supply the copy of the DAR to respondent no. 1 on or before the next date of hearing.

Ld. Counsel for the petitioner submits that he has already filed Vakalatnama in M DJ no.113/25. Ld. Counsel for the insurance company has filed his memo of appearance. The same is taken on record.

The IO submits that DL of the driver has already been verified and the same is valid.

Issue notice upon respondent no. 1 through concerned IO to appear before this Tribunal on the next date of hearing.

As per Articles 21 & 22 of the Procedure for Investigation of Motor Vehicle Accidents (See Rule 150A), Central Motor Vehicles (fifth Amendment) Rules, 2022, the DAR is treated as a claim petition under section 166, Motor Vehicles Act, 1988.

Contd.../-

Since the insurance company has put in its appearance today, it is directed to examine the DAR and file an appropriate response in the prescribed Form in terms of the Articles 26 & 31 of Procedure for Investigation of Motor Vehicle Accidents (See Rule 150A), Central Motor Vehicles (fifth Amendment) Rules, 2022 in this Tribunal within 30 days from today and also supply an advance copy of the same to the petitioner at least two days before the next date of hearing.

The insurance company shall comply with the following directions:

1. Appoint designated officer and submit the proposal/reply in Form no. XI as per agreed procedure within 30 days alongwith Vakalatnama.
2. Furnish the details of its bank account.

The respondent no. 2 shall also file the written statement/reply within 30 days from today and supply an advance copy of the same to the petitioner at least two days before the next date of hearing.

Further, the petitioner(s) shall comply with the following directions :

1. Open a savings bank account (if not already opened) in a nationalized bank, nearest to his/her/their place of residence.
2. Produce copy of his/her/their PAN Card.
3. Original passbook be produced on next date with compliance of following direction:-

a) Photograph of the account holder on the passbook with stamp and initial signature half on photograph and half on bank passbook.

Contd.../-

- b) Parentage of account holder.
- c) It shall also mentioned the following necessary endorsement:-

“No cheque-book and ATM Card has been issued and same shall not be issued without the prior permission of this Court”

Copy of this order be given *dasti* to Ld. Counsel for the petitioner(s) for compliance.

FAR stands disposed off in view of the filing of DAR and the same be tagged with the main file.

Since the DAR has been filed, M. DJ no. 113/25 stands disposed off and be tagged with the DAR.

List for filing of replies / written statements / legal offer by the respondents and further proceedings on **14.07.2025**. Advance copy of the same be supplied to Ld. Counsel for the petitioner at least one week before next date of hearing.

**(Dr. Ruchi Aggarwal Asrani)
Presiding Officer, MACT-01 (Central)
THC/Delhi/22.04.2025**