

DAR No. 856/17

14.12.2017

Present : Sh. Bijay Kumar, Advocate for the petitioner.
Sh. Ashok Kumar Tyagi, Advocate with R-1 and R-2.

It is seen that the name of the claimant is wrongly mentioned in the title of the petition. It be corrected. Heard. On the pleadings of the parties, following issues are framed:

(i) Whether Ms. Deepa Yadav suffered injuries in a motor vehicular accident on 05.08.2017 at about 6.35 a.m. on Service Road, NH-24, near Toll Tax, Ghazipur, Delhi within jurisdiction of PS Ghazipur due to rash and negligent driving of motor vehicle bearing registration No. UP 14 AT 2973 (TSR) by the respondent No. 1?

(OPP)

(ii) Whether the petitioner is entitled to compensation, if so, to what amount and from whom?

(OPP)

(iii) Whether the petitioner is entitled to interest on the award amount, if so, at what rate of interest and for which period?

(OPP)

(iv) Relief?

Since the offending vehicle was put on public road without insurance, the respondent No. 1 and 2 shall deposit FDR in the sum of Rs. 25,000/- each in the name of the Tribunal within one month.

Let list of witnesses be filed within two weeks from today and thereafter, steps be taken for summoning witnesses / record within two weeks on PF. Affidavits of the witnesses be supplied one week in advance to counsel for the respondents in his chamber not by way of registered AD post or courier. In case of any laxity in the compliance of any direction contained in the order, the petitioner will not be entitled to interest from the date of framing of issues till the compliance of the order. This order will be treated as a final order and will be read at the time of judgment and no further order will be passed. To come up for entire PE on **29.01.2018.**

Sanjay Sharma
PO MACT (East)/KKD
Delhi/14.12.2017