

6DAR68/21

ARCHANA KUMARI Vs. ANMOL KUMAR

12.01.2024

Present : Sh. Abhishek Kukkar, Id. Counsel for petitioner.

Ms. Tharani, Id. Counsel for R-1.

Sh. Brajesh Jha, Id. Counsel for the R-2.

Amended memo of parties filed by Id. Counsel for petitioner. Same is taken on record.

An affidavit for movable and immovable properties on behalf of R-2 filed. Same is taken on record.

An application seeking waiver of cost imposed on respondent no.2 vide order dated 02.11.2022 moved.

Heard. In view of the reasons mentioned in the application, the cost of Rs.5000/- imposed vide order dated 02.11.2022 upon R-2 is reduced to Rs. 2500/- with the directions to pay the same in terms said order.

It is submitted by the Id. Counsel for R-2 that IO in this case has not impleaded the registered owner of the vehicle. As per the documents placed on record, the vehicle is in the name of one Mr. Japleen Singh. Id. Counsel for petitioner submits that he will move appropriate application for impleading the registered owner.

Let IO be sent notice to explain the reason for said lapse on his part for not impleading the registered owner of the offending vehicle. It appears that R-2 is the subsequent buyer of the offending vehicle but on the date of accident, the offending vehicle was still in the name of erstwhile owner namely Mr. Japleen Singh. Re-notify on **19.07.2024**.

(Sunena Sharma)
Judge / PO, MACT,
New Delhi/12.01.2024/ap