

MACP No.66/19 & DAR No.166/19
Sachin Dhwan & Amit Vs. Udai Kumar & Anr.

27.08.2019

Present: Sh. Prahlad Kumar, Ld. Counsel for the petitioner of
MACP No. 66/19.
Sh. Amit Ranjan, Ld. Counsel for he petitioner of DAR
No.166/19.
Sh. Pramveer Singh, Ld. Counsel for R-1 & R-2 with R-1.

WS on behalf of R-1 & R-2 to the claim petition has been filed and at request, the same is permitted to be adopted in the other matter also. Copy supplied. Let both the respondents also to file affidavits about their assets positively by next date.

IO ASI Jai Singh is present and has filed a report showing that R-2 has already deposited an amount of Rs.3,00,000/- as security in the court of Ld. MM concerned in the name of court and R-2 has placed on record copies of two DDs of the above said amount on record today.

As both the above cases arise out of the same accident, they are consolidated for the purpose of trial and decision. MACP No.66/19 will be the lead case wherein the evidence will be recorded.

From perusal of pleadings on record, the following consolidated issues are being framed:-

1. Whether Sachin Dhawan (injured of MACP No.66/19) and Amit (injured of DAR No.166/19) sustained injuries in the accident which occurred on 05.07.2018 at about 11.30 pm at Dev Prakash Shastri Marg, Opposite Pusa Gate, New Delhi caused by rash and negligent driving of vehicle No. DL-1LP-5598 driven by respondent no.1 and owned by respondent no.2? OPP.

2. Whether the petitioner (s) is/are entitled for compensation? If so, to what amount and from whom?

3.Relief.

No other issue arises or is pressed.

Now, put up for compliance of previous directions regarding opening of bank account etc. as well as for PE on **24.01.2020**. Advance copy of the affidavit and documents be supplied to the opposite counsels atleast a week before the date fixed. Steps for summoning witnesses if any be also taken in advance.

(M.K. NAGPAL)
Judge/MACT, New Delhi
27.08.2019