

MACP No. 44/22
FIR No. 592/21
PS. Alipur
Rakesh Vs. Vakil & Ors.

02.02.2022

File taken up today through video conferencing on Cisco Webex Meeting App, in terms of order no. 896/RG/DHC/2021 dated 30.12.2021 of Hon'ble High Court.

Fresh DAR filed. It be checked and registered.

DAR is treated as claim petition u/s 166 (4) of MV Act.

Present: Petitioner Rakesh through VC.
Driver Vakil and owner Mukesh through VC.
Sh. Shashi Ranjan, Ld. Counsel for insurance co through VC.
IO HC Narender through VC.

Copy of DAR be supplied to petitioner/injured, driver, registered owner and to counsel for insurance company against payment as per rule.

Written statement by driver, registered owner and legal offer in form III/reply by insurance company be filed within 30 days after supplying advance copy to the opposite parties through counsel against receipt.

Memo of parties be filed by injured on the next date of hearing.

The petitioner Rakesh is directed in terms of order dated 07.12.2018 of Hon'ble Justice J.R. Midha in case titled as Rajesh Tyagi and Others Vs. Jaibir Singh and Others FAO No. 842/03 as per clause 18 of MCTAP, to open a MACT saving bank account in a nationalized bank near the place of his residence and the concerned bank is directed not to issue any cheque book and/or debit card to the petitioner and if the same has already been issued, the bank is directed to cancel the same and to make an endorsement on the passbook of the petitioner to the effect that no cheque book and/or debit card shall be issued without the permission of the Court. The petitioner is directed to produce the copy of the order before the concerned bank whereupon the bank is directed to

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make the endorsement on the passbook. The petitioner is directed to produce the passbook with the necessary endorsement as well as Aadhaar Card and PAN Card before the Claims Tribunal on next date. Copy of this order be given dasti to the counsel for the claimant for compliance.

Put up on 28.03.2022 for exploring the possibility of settlement / framing of issues.

The order sheet be uploaded on the website under digital signature of undersigned.

(Devender Kumar Jangala)
Judge MACT-2 (North)
Rohini Courts, Delhi/02.02.2022