

MACP No. 77/24

Tarun Kumar Vs. Pappu Kumar & Ors.

19.01.2024

**Fresh DAR filed. It be checked and registered.
DAR is treated as claim petition u/s 166 (4) of MV Act.**

Present: None for injured.

Driver and owner in person with counsel Sh. Rahul
Kumar.

Sh. R.P. Mathur, Ld. counsel for insurance co.

IO SI Ravinder Kumar is also present.

Vakalatnama on behalf of driver, owner and memo of
appearance on behalf of insurance company filed.

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

Written statement by driver and 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 **Tarun Kumar** 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 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.

IO is directed to produce the injured on the next date of hearing.

Put up on **01.05.2024** for exploring the possibility of settlement / framing of issues.

(Richa Manchanda)
Judge MACT-2 (North)
Rohini Courts, Delhi/19.01.2024