

11.08.2025

Present: Ms. Deepika Yadav, Ld. Counsel for Petitioner
through VC.
None for Driver cum Owner.
Sh. Raghav Gupta, Ld. Counsel for Insurance Co.

Driver cum owner has failed to file WS despite last opportunity accordingly defence struck off.

Application filed on behalf of insurance company seeking directions for the IO to obtain the location of driver cum owner and eye witness.

Pleadings are complete in the matter. On the basis of the pleadings of the parties following issues are settled for consideration:-

1. Whether deceased Umesh has died in the road traffic accident on 06.08.2024 at about 12.00 pm at Near PS Samaypur Badli, Delhi, within the jurisdiction of PS. S. P. Badli, due to rashness and negligence on the part of Sh. Sanjay Vashisht/R1 who was driver cum owner and driving vehicle bearing registration no. DL-6CQ 7262, insured with Bajaj Allianz General Insurance Company Ltd./R2?OPP.

2. Whether the petitioners are entitled to compensation if so, to what extent and from which of the respondents? OPP.

3. Relief.

No other issue arises or pressed.

Ld. Counsel for insurance company seeks time to address arguments on the application.

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Put up for PE as well as disposal of the application on **03.11.2025**. List of witnesses, if any be filed by both the parties within 2 weeks. Evidence by way of affidavit on behalf of petitioner be filed within 4 weeks after supplying the advance copy to the respondents through counsel against receipt.

(Richa Manchanda)
Judge Mact-2 (North)
Rohini Courts, Delhi/11.08.2025