

MACP No. 354/22
Nagina Mehto & Ors. Vs. Rohit & Ors.
FIR No. 31/21
PS. Narela

02.06.2022

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

Present: Sh. Nagina Mehto, father of deceased in person.
Sh. Sher Mohd., Ld. Counsel for driver Rohit and owner Kanta Devi
with driver and owner in person.
Ms. Samta Jain, Ld. counsel for insurance co.
IO ASI Surender Malik is also present.

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

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

Written statement by driver and 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 Lrs of deceased on the next date of
hearing.

The petitioner **Nagina Mehto** 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.

Put up on **27.08.2022** for exploring the possibility of settlement /
framing of issues.

(Vinod Yadav)
Judge MACT-2 (North)
Rohini Courts, Delhi