

MACP No.354/2022

Nagina Mehto (L.Rs of Badal) V/s Rohit & Ors.

27.08.2022

Present: Shri Rajesh Hooda, Ld. Counsel for the petitioner.
Shri Sher Mohammad, Ld. Counsel for driver and owner.
Ms.Samta Jain, Ld. Counsel for the Insurance Company.

Today reply/written statement has been filed on behalf of Insurance Company. Written Statement filed on behalf of driver and owner is already on record. Pleadings of the parties are complete. From the pleadings of the parties following issues are framed for consideration.

- 1. Whether deceased Badal, S/o Shri Nagina Mehto suffered fatal injuries in road traffic accident on 04.02.2021, at time unknown, at Lampur underpass, Narela, Delhi, within the jurisdiction of PS Narela, due to rashness and negligence on the part of driver Rohit/R-1, who was driving Eicher Tractor bearing registration No.UP-87M-1499, owned by Smt.Kanta Devi, W/o Shri Ram Singh/R-2 and insured with M/s Chola M.S General Insurance Company Limited/R-3? OPP.**
- 2. Whether the LRs of deceased are entitled to any compensation, if so, to what amount and from whom?OPP.**
- 3. Relief.**

No other issue either arises or has been pressed for.

List the matter for PE now on **26.11.2022**.

Let list of witnesses be filed within one week and affidavit(s) by way of evidence of the witness(es) of petitioner be filed within one week thereafter with advance copy thereof to the other side. Steps for summoning of witnesses be taken well in advance.

At this stage, it is jointly submitted by learned counsels for the parties that settlement talks are going on between the parties and there is likelihood of this matter getting settled. At joint request, renotify the matter for recording of settlement, if any, now on **01.10.2022**.

(Vinod Yadav)
Judge MACT-2 (North)
Rohini Courts, Delhi/27.08.2022