

MACP No.366/2022

Naina V/s Mukesh Paswan & Ors.

FIR No.864/2022

PS Samaipur Badli

04.06.2022

**Fresh DAR filed. It be checked and registered.**

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

Present: Shri Arun Kumar Mishra, Ld. Counsel for the petitioner/  
injured alongwith injured in person.

Shri Sachin Mittal, Ld. Counsel for driver and owner  
alongwith driver and owner in person.

Shri Manjul Awasthi, Ld. Counsel for the Insurance Company.  
IO, HC Yogender Singh in person.

Fresh Vakalatnama on behalf of injured/petitioner has been filed, same is taken on record. Let Vakalatnama be filed on behalf of driver and owner on or before the next date of hearing.

Memo of Appearance has been filed on behalf of Insurance Company.

Copy of DAR supplied to learned counsel for the petitioner/injured, learned counsel for owner, driver as also to learned counsel for the Insurance Company

Written statement by driver, 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.

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The petitioner/injured **Naina, D/o Shri Bahadur** 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 her 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 **22.09.2022** for exploring the possibility of settlement/framing of issues.

(Vinod Yadav)  
Judge MACT-2 (North)  
Rohini Courts, Delhi/04.06.2022