

MACP No. 264/21

Shiv Kumar Vs. Ram Kewal Ram & Ors.

29.04.2022

Present: Sh. Vipin Kumar Mishra, Ld. Counsel for petitioner.
Sh. Anmol Chadha, Ld. Counsel for driver and registered owner.
Sh. V.K. Gupta, Ld. Counsel for insurance co.

Pleadings of the parties are complete. The Ld. Counsel for the petitioner points out that his two claim petitions filed by him are pending on record. A perusal of both the claim petitions reveal that the same have been filed by the son of injured namely Yash Surioliya. Even the claim petition purported to be filed on behalf of the injured has been signed by Sh. Yash Surioliya. It is admitted case that injured Sh. Shiv Kumar Surioliya is still alive.

From the pleadings of the parties following issues are settled for consideration.

- 1. Whether the injured Shiv Kumar Surioliya suffered injuries in road traffic accident on 24.10.2020 at 10:30 AM at Gali in front of Godown, Khasra No. 44/17, Shahbad Daulatpur Extension, Part II, Delhi within the jurisdiction of PS. K.N.K. Marg due to rashness and negligence on the part of Sh. Ram Kewal who was driving Tata 407 vehicle bearing registration no. DL1LX-8815, owned by Smt. Seema Arora and insured with Shriram General Insurance Co. Ltd? OPP.***
- 2. Whether the injured is entitled to any compensation if so to what amount and from whom? OPP.***

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3. *Relief.*

No other issue arises out of the pleadings or pressed.

Put up for PE on **12.08.2022**. 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 12 weeks after supplying the advance copy to the respondents through their respective counsels against receipt.

(Vinod Yadav)
Judge MACT-2 (North)
Rohini Courts, Delhi/29.04.2022