

MACP No.310/2021

Smt.Rajbala & Ors. V/s Munna Lal & Ors.

24.05.2022

Present: Shri Dinesh Aggarwal, Ld. Counsel for the petitioners.
Shri A.S Mann, Ld. Counsel for possessory owner Mazahar Ali and registered owner Shri Asad Ali with possessory owner and registered owner in person.
None for the driver.
Ms.Neeru Garg, Ld. Counsel for Insurance Company.

Pleadings of the parties are complete. From the pleadings of the parties following issues are framed for consideration.

- 1. Whether the deceased Shri Ishwar Singh, S/o Shri Mehar Singh, suffered fatal injuries in road traffic accident on 28.12.2019, at about 4.00 PM, opposite Shardanand College, main Road Alipur, within the jurisdiction of PS Alipur, due to rashness and negligence on the part of the driver Munna Ali/R-1, who was driving truck bearing registration No.UP22AT/2542, owned by Asad Ali (registered owner)/R-2 and possessory owner Mazahar Ali/R-3 and insured with United India Insurance Company Limited/R-4?OPP.**
- 2. Whether the Insurance Policy in respect of the aforesaid truck, issued in favour of registered owner is fake? If so, its effect. OR4.**
- 3. Whether the LRs of deceased are entitled to any compensation if so to what amount and from whom?OPP.**
- 4. Relief.**

Contd...p/2...

MACP No.310/2021

Smt.Rajbala & Ors. V/s Munna Lal & Ors.

No other issue either arises or has been pressed for.

List the matter for PE now on **23.09.2022**.

For the purpose of recording of evidence this case is treated as “**lead case**” and the connected case being MACP No.311/2021, titled as, “**Pushpa V/s Munna Ali**” shall be tagged alongwith it.

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.

(Vinod Yadav)
Judge MACT-2 (North)
Rohini Courts, Delhi/24.05.2022