

MACT 434/23
RUBY KHATOON (LRS OF DECEASED SH. PRADEEP)
Vs.
NARESH

06.02.2024

Present: Shri Palvinder Singh, Ld. Counsel for petitioner.
Shri Krishan Chand, Ld. Counsel for driver and owner
alognwith both in person.
Shri R. K. Gupta, Ld. Counsel for insurance company.

Fresh vakalatnama filed on behalf of driver cum owner. Taken
on record.

WS/Reply filed by driver and owner. Same is taken on record.

Legal offer/reply on behalf of insurance company filed.

Pleadings are complete in the matter. On the basis of the
pleadings of the parties following issues are settled for consideration:-

1. Whether deceased Pradeep has died in the road side accident occurred in road traffic accident on 24/25.02.2023 at about 12.30 AM at Yamuna Expressway, Milestone No. 68, UP, within the jurisdiction of PS. Naujhil, Mathura UP, due to rashness and negligence on the part of driver cum owner/respondent no.1 Sh. Naresh who was driving vehicle bearing registration no. RJ-11GB-0497 and insured with Oriental insurance company Ltd./R2? OPP.

2. Whether the petitioners are entitled to compensation if so, to what extent and from which of the respondents? OPP.

3. Relief.

No other issue arises or pressed.

Put up for PE on **20.05.2024**. 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 4 weeks after supplying the advance copy to the respondents through counsel against receipt.

(Richa Manchanda)
Judge MACT-2 (North)
Rohini Courts, Delhi/06.02.2024