

MACT 528/24

RESHMA (LRS OF MOHD AASHIF) Vs. TRILOCHAN

03.03.2025

Present: Shri Pratap Singh, Ld. Counsel for petitioner alongwith petitioner.
Shri Alok Kumar Pandey, Ld. Counsel for driver and owner.
Ms. Umesh Kaushal, Ld. Counsel for insurance company.

Insurance Company has already filed its legal offer in the matter, however, the same is not acceptable to learned counsel for the L.Rs of deceased/petitioners.

Considering the fact that legal offer filed by Insurance Company is not acceptable to the L.Rs of deceased/petitioners as also taking into account the law laid down by Hon'ble Supreme Court of India in case reported as, "2022 SCC Online SC 1769", titled as, "Gohar Mohammed V/s Uttar Pradesh State Road Transport Corporation & Ors." (DOD: 15.12.2022), the issue which remains to be decided in the matter is only qua "quantum of compensation" which needs to be paid to the L.Rs of deceased/petitioners. Accordingly, following issue is framed in the matter:

- 1. How much is the quantum of compensation which needs to be awarded to the petitioners/L.Rs of deceased namely Mohd. Aashif, who suffered fatal injuries in road traffic accident on 04.12.2023 at about 7.30 PM, at Shreeram Chowk to Sector A5 Road, Near NIA Police Station, Picket, Narela, Delhi, within the jurisdiction of PS Narela, due to rashness and negligence on the part of the driver Trilochan/R-1, who was driving vehicle bearing registration No DL 1LAA 6928, owned by Sukhbir/R-2 and insured with Royal Sundaram General Insurance Company Limited/R-3?**
- 2. Relief.**

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List the matter for PE now on **14.07.2025**.

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

(Richa Manchanda)
Judge MACT-2 (North)
Rohini Courts, Delhi/03.03.2025