

MACT 784/22  
AZIZUL HUSSAIN Vs. KSHITIZ AND ORS

20.07.2024

Present: Shri Narender Singh, Ld. Counsel for petitioner.  
None for driver and owner.  
Shri Ankit Kalra, Ld. Counsel for ICICI Lombard General insurance company Ltd.  
Shri V. K. Gupta, Ld. Counsel for **TATA AIG General Insurance Company Ltd.**

Ld. Counsel for insurance company submits that application u/o 1 Rule 10 CPC may be allowed as the third party insurance of the offending vehicle is with ICICI Lombard General insurance company Ltd.

Accordingly TATA AIG General Insurance Company Ltd stands deleted and ICICI Lombard General insurance company Ltd is added in the array of parties.

It is submitted by Ld. Counsel for insurance company that the driver of the offending vehicle was not having DL as per the chargesheet and therefore, section 3/181 M.V.Act was added in the aforesaid chargesheet against the driver. However, in the DAR, in the driver's Form IO has mentioned the DL Number. Copy of the same has been supplied by the petitioner today in the court.

Accordingly, **notice be issued to IO/SHO to verify the DL and status of the same as on the date of accident i.e. 04.01.2022 and file the report on the NDOH.**

**IO be also called in person on NDOH.**

Put up on **05.08.2024.**

(Richa Manchanda)  
Judge MACT-2 (North)  
Rohini Courts, Delhi/20.07.2024