

MACT 622/19

MINA AND OTHERS Vs. RADHA AND OTHERS

14.10.2024

Present: None for petitioners.
Nen for driver and owner (**defence struck off vide order dated 16.03.2021**).
Shri R. K. Gupta, Ld. Counsel for insurance company

WS filed by insurance company. Taken on record. Copy be supplied.

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

1. Whether deceased Dinesh has died in the road side accident occurred on 25.12.2016 at 8.40 pm near Krishna Dhaba, Gram Kirshan Pur Highway, Allahabad, UP, within the jurisdiction of PS. Soraon Allahabad, while he was travelling in the Ambulance bearing registration no. UP 83T 6462. The ambulance was being driven by driver Anil Kumar (deceased)/R1, which was owned by Sunil Ambulance Service/R2 and insured with The Oriental Insurance Company Ltd./R3?OPP.

2. Whether the petitioners are entitled to compensation u/s 164 of M. V. Act and 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 **03.12.2024**. 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/14.10.2024