

MACP No. 1025/22
Manish Vs. Heera Lal & Ors.
FIR No. 525/20
PS. Narela

08.12.2022

Fresh DAR filed. It be checked and registered.

DAR is treated as claim petition u/s 166 (4) of MV Act.

Present: Sh. Alok Kumar Pandey, Ld. Counsel for injured.
Sh. R.D. Barsena, Ld. Counsel for driver and owner.
Sh. V.K. Gupta, Ld. Counsel for insurance co.
IO SI Mahendra Koli is also present.

Vakalatnama on behalf of injured and memo of appearance on behalf of insurance company filed.

Copy of DAR be supplied to injured, driver, registered owner and to counsel for insurance company against payment as per rule.

Written statement by driver and registered owner and legal offer in form III/reply by insurance company be filed within 30 days after supplying advance copy to the opposite parties through counsel against receipt.

Memo of parties be filed by injured on the next date of hearing.

The petitioner **Sh. Manish** is directed in terms of order dated 07.12.2018 of Hon'ble Justice J.R. Midha in case titled as Rajesh Tyagi and Others Vs. Jaibir Singh and Others FAO No. 842/03 as per clause 18 of MCTAP, to open a MACT saving bank account in a nationalized bank near the place of his residence and the concerned bank is directed not to issue any cheque book and/or debit card to the petitioner and if the same has already been issued, the bank is directed to cancel the same and to make an endorsement on the passbook of the petitioner to the effect that no cheque book and/or debit card shall be issued without the permission of the Court. The petitioner is directed to produce the copy of the order before the concerned bank whereupon the bank is directed to make the endorsement on the passbook. The petitioner is directed to produce the passbook with the necessary endorsement as well as Aadhaar Card and PAN Card before the Claims Tribunal on next date. Copy of this order be given dasti to the counsel for the claimant for compliance.

It is submitted by Ld. Counsel for injured that an application u/s. 158(6) of M.V.Act has been filed in the present case and the same is also listed for today. Since the DAR in the present case filed today, said application stands disposed off. Be tagged with DAR.

Put up on **29.04.2023** for exploring the possibility of settlement / framing of issues.

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