

MACP no. 816/24

Geeta Saini (LRS of Sunil Kumar Saini) V. Dharambir Singh & Ors.

FIR No. 380/24

PS-Alipur

09.09.2024

Fresh DAR received from filing counter. It be checked and registered as per rules. DAR is treated as claim petition U/S.166(4) of MV Act.

Present: Petitioner no. 1, 2 and 3 in person.
 None for driver and owner.
 Sh. R. P. Mathur, Ld. Counsel for insurance co.
 IO in person.

Memo of appearance on behalf of Insurance Company filed.
Same is taken on record.

Copy of DAR supplied to petitioners and to Ld. Counsel for insurance company, as per rule.

Written statement by 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.

The petitioners (1) **Geeta Saini W/o Shri Sunil Kumar Saini**, (2) **Deepanshu S/o Shri Sunil Kumar Saini**, (3) **Riya Saini D/o Shri Sunil Kumar Saini**, and (4) **Bhagwati W/o Lala Ram Saini** are 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(s) in a nationalized bank near the place of their residence and the concerned bank is directed not to issue any cheque book(s) and/or debit card(s) to the petitioners and if the same have already been issued, the bank is directed to cancel the same and to make an endorsement on the passbook(s) of the petitioner to the effect that no cheque book(s) and/or debit card(s) shall be issued without the permission of the Court. The petitioner(s) are directed to produce the copy of the order

before the concerned bank whereupon the bank is directed to make the endorsement on the passbook(s). The petitioner(s) are directed to produce the passbook(s) with the necessary endorsement as well as Aadhaar Card(s) and PAN Card(s) before the Claims Tribunal on next date. Copy of this order be given dasti to the counsel for the claimant(s) for compliance.

It is submitted by wife of deceased that mother of deceased is also alive and is residing in somewhere else.

IO is directed to bring the LR's/mother of deceased on NDOH and file amended memo of parties on NDOH.

IO is directed to ensure the presence of driver and owner on NDOH.

Let court notice be issued to the driver and owner through IO for NDOH.

Put up on **11.11.2024** for appearance of driver and owner, mother of deceased, exploring possibility of settlement, if any, and completion of pleadings.

(Richa Manchanda)
Judge MACT-2 (North)
Rohini Courts, Delhi/09.09.2024