

05.03.2025

**Fresh DAR has been received through Facilitation Centre which has been filed by IO ASI Shambhu Nath, PS Mangolpuri, Delhi. It be checked and registered.**

Present: Petitioner in person.  
R-1 in person.  
Sh. Sujit K. Jaiswal, Ld.Counsel for insurance company.  
IO in person.

Memo of appearance filed on behalf of insurance company.

Heard. Perused the record.

IO submits that **there is no breach of any of the condition of the insurance policy.** He submits that charge-sheet is yet to be filed before the concerned criminal court.

Petitioner submits that no other claim petition has been filed anywhere in India regarding the accident in question except the present DAR. The present DAR be treated as petition under Section 166(4) of M. V. Act, 1988 as amended upto date. Copy of the DAR supplied by IO to the Ld. Counsel for the Petitioner as well as respondent no.1 present today.

Respondent no.1 are directed to file the reply as per law along-with spare copy for the other party.

To appear before this court on **23.04.2025.**

Petitioner/Abha Bharti is directed to open a MACT claims SB Account in terms of order 07.12.2018 in case titled as Rajesh Tyagi & Ors. Vs. Jaibir Singh and Ors. FAO No. 842/03. LRs of Petitioner is further directed in terms of order dated 07.12.2018 of Hon'ble Mr. Justice J. R. Midha in FAO No. 842/03 and as per clause 29 (now 26) of revised MCTAP to open the said bank accounts in a

bank near their place of residence with directions to produce her original passbooks on the next date of hearing with the directions to the Branch Manager not to issue any cheque books and debit cards to the petitioner qua the said A/cs and if already issued these be cancelled and the said bank shall also not permit any joint name to be added in the saving bank accounts or fixed deposit accounts of the petitioner. The endorsement to that effect should be made on the said bank passbooks by the Branch Manager upon production of copy of this order by claimants before the Branch Manager.

Copy of PAN Cards and Aadhar cards be also filed by the petitioner, in terms of the direction of Hon'ble Court.

Petitioner is directed to appear in person for recording their financial status in terms of clause 29 (now 26) of MCTAP.

Let notice be issued to R2/Shishu Pal through IO concerned for next date of hearing.

Copy of the order be given dasti.

**(Shivaji Anand)**  
**DJ-1+ MACT, N/W, Rohini Courts,**  
**05.03.2025**