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MACT No. 293/24

Brajesh Giri Vs. Pradeep Kumar Chaudhary

27.04.2024

Present : Sh. Prakash Kumar, Ld. counsel for the petitioner.

The present claim petition was put up for consideration on the point of jurisdiction on the last date of hearing, i.e 06.04.2024.

Today, no one has appeared on behalf of petitioner. Perusal of the petition reveals that neither the petitioner is living in Delhi nor any of the defendants I.e defendant no. 1 & 2 are residents of Delhi.

Petitioner and the respondent no. 1 & 2 are residents of UP.

Respondent no. 3 is the National Insurance Company. Perusal of insurance policy reveals that the Insurance was issued from Karil, Hathras, UP and the HO of Insurance Company is at Calcutta.

Though there is one branch office of the National Insurance Co is at Sector-3, Rohini, Delhi but the same cannot vest jurisdiction to deal with the claim petition.

As the petitioner is neither covered u/s 20(C) of CPC nor covered u/s 166(2) of M V Act.

Hence, the same is ordered to be returned to the petitioner.

(Shivaji Anand)
ADJ-1+ MACT, N/W, Rohini Courts,
27.04.2024