

VASUDEV PARMAN L.R. (FATEL) Vs. DINESH KUMAR

04.07.2025

Fresh DAR has been received through FC, filed by IO/ASI Pratap Singh, MACT Cell, Outer District. It be checked and registered.

Present : All the petitioners/LRs of deceased Smt. Manju Parmar with Sh. Sachin Batra, Ld.Counsel for petitioners.

R1/Driver cum owner Sh. Dinesh Kumar in person.

Sh. Shailender Rai, Ld.Counsel for R2/Insurance Co.

Ld.Counsel for petitioners has filed vakalatnama. Same is taken on record.

Ld.Counsel for R2 has filed his appearance. Same is taken on record.

IO/ASI Pratap Singh submits that all the documents has been verified and there is no breach of insurance policy condition, however, chargesheet is yet to be filed before concerned JMFC.

Ld.Counsel for LRs of deceased submits that there is no other claim petition filed on behalf of petitioner anywhere in India except the present DAR. Hence, the present DAR is treated as petition U/s 166 (4) MV Act 1988.

IO has supplied copy of DAR to the petitioners as well as respondents.

The respondents are directed to file reply/offer by NDOH.

The LR's i.e. Sh. Vasudev Parmar, Sh. Madhu Parmar and Sh. Hitesh Parmar are directed to open MACT Claim SB Account in terms of order dated 07.12.2018 passed by Hon'ble High Court of Delhi in Rajesh Tyagi and Ors Vs. Jaibir Singh and Ors, FAO No. 842/03.

LR's are also directed to open these accounts in a bank near the place of residence and produce the original pass book on the NDOH with direction to Branch Manager not to issue any cheque book or debit cards to the account holder/petitioners for the said account and if already issued in any account opened, same be cancelled. While opening the account the bank is directed not to permit any joint name to be added in the saving account/FD account of the LR's of deceased and make the endorsement to that effect in the pass book.

The LR's are also directed to file copy of PAN Cards and Aadhar card on NDOH and they shall remain present on NDOH for recording their statements as per clause 29 (now 26) of MCTAP.

List on 06.08.2025.

(Vikram)
DJ-1+ MACT, N/W, Rohini Courts,
04.07.2025