

MACT 10/19
MOHD. JAAN Vs. SUBHRO RAJAK AND
15.12.2021

Present:- Sh. Shahebe Alam, Ld. Proxy Counsel for petitioner.
Sh. Rajnish Kapoor, Ld. Counsel for insurance company/respondent
no. 2.
None for respondent no 1.

Perusal of record reveals that respondents no. 1 had appeared before
the Tribunal on 25.05.2019 & 27.07.2019, thereafter, he stopped appearing.

Due to Covid-19 pandemic, notice was again issued to respondent
no.1 which was received with report that respondent no.1 is not residing at the
address on record.

Reply on behalf Insurance company/respondent no.2 is already on
record.

The opportunity on behalf of respondent no.1 to file reply stands
closed.

Pleading of the parties are complete. As per the pleadings of parties
following issues are framed:

1. Whether petitioner suffered injuries during the accident occurred on
26.08.2017 at about 02:40 pm near Badoli Village, Gautambudh Nagar, U.P. within
the jurisdiction of PS Knowledge Park, Gautambudh Nagar, due to rash and
negligent driving of the vehicle bearing No. DL 13 ST 4905 being driven by
respondent No. 1 / driver? OPP

2. Whether petitioner is entitled for compensation, if so, to what extent
and from whom? OPP.

3. Relief.

No other issues arises or pressed.

Put up for PE / cross on 16.03.2022. List of witnesses be filed within
two weeks. Evidence be led by way of affidavit with advance copy to
opposite party.

(SHUCHI LALER)
PO-MACT/SHD/KKD
15.12.2021