

ಎಂಪಿಸಿ ನಂ.418/2023

ದಿನಾಂಕ: 14-02-2024 ರಂದು ಸಾಕ್ಷಿಯನ್ನು ಕರೆಯಿಸಿ ಪ್ರಮಾಣ ವಚನ
ಬೋಧಿಸಲಾಯಿತು .

ಮುಖ್ಯ ವಿಚಾರಣೆ: ಅರ್ಜಿದಾರರ ಪರ ವಕೀಲರಿಂದ:

ನನ್ನ ಮುಖ್ಯ ವಿಚಾರಣೆಯ ಹೇಳಿಕೆಯನ್ನು ಪ್ರಮಾಣ ಪತ್ರದ ಮೂಲಕ ಸಲ್ಲಿಸಿದ್ದು ,
ಅದರಲ್ಲಿ ಬರೆದಿರುವ ಸಂಗತಿಗಳು ಸತ್ಯವಾಗಿವೆ ಮತ್ತು ಅದಕ್ಕೆ ನಾನು ನನ್ನ ಸಹಿ ಮಾಡಿರುತ್ತೇನೆ .

1. ಪೊಲೀಸರ ಮನವಿ ಪತ್ರ ಮತ್ತು ಗಾಯದ ಪ್ರಮಾಣ ಪತ್ರದ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ-
44
2. ನನ್ನ ಆಧಾರ ಕಾರ್ಡಿನ ನೋಟರಿಕೃತ ಯಥಾ ನಕಲು ನಿಪಿ-45 .
3. ನನ್ನ ಪ್ಯಾನ ಕಾರ್ಡಿನ ನೋಟರಿಕೃತ ಯಥಾ ನಕಲು ನಿಪಿ-46
4. 21 ಮೆಡಿಕಲ್ ಬಿಲ್ಲುಗಳು (ಆಸ್ಪತ್ರೆಯ ಬಿಲ್ಲು ಸೇರಿ) ಒಟ್ಟು ರೂ.1,07,033/-
ನಿಪಿ-47 .

ಮುಂದುವರೆದ ಮುಖ್ಯ ವಿಚಾರಣೆಯನ್ನು ಅರ್ಜಿದಾರರ ಪರ ವಕೀಲರ ಕೋರಿಕೆಯ
ಮೇರೆಗೆ ಮುಂದುವರಿಸಲಾಯಿತು .

(ತೆರೆದ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ನನ್ನ ಹೇಳಿಕೆ ಮೇರೆಗೆ ಗಣಕ ಯಂತ್ರದಲ್ಲಿ ಬೆರಳಚ್ಚು
ಮಾಡಲಾಯಿತು .)

ಓ ಹೇ ಕೆ ಸರಿ ಅದೆ

4ನೇ ಅಧಿಕ ಜಿಲ್ಲಾ ಮತ್ತು ಸತ್ರ ನ್ಯಾಯಾಧೀಶರು,
ಬೆಳಗಾವಿ.

ದಿನಾಂಕ: 14-01-2026 ರಂದು ಸಾಕ್ಷಿಯನ್ನು ಕರೆಯಿಸಿ ಪ್ರಮಾಣ ವಚನ ಬೋಧಿಸಲಾಯಿತು.

9. ಮುಂದುವರೆದ ಮುಖ್ಯ ವಿಚಾರಣೆ: ಅರ್ಜಿದಾರರ ಪರ ಶ್ರೀ. ಪಿ.ಎಸ್.ಜೆ. ವಕೀಲರಿಂದ:

Sl.No.	Descriptions	Marked as
1	Disability certificate issued by Dr.S.R. Angadi	Ex.P70
2	X-ray report	Ex.P71
3	Receipt	Ex.P72
4	2 X-ray films marked together	Ex.P73

ನಾನು MVC 418/2023 ರಲ್ಲಿ ಸಲ್ಲಿಸಿದ ನನ್ನ ಅರ್ಜಿಯಲ್ಲಿ ಕೋರಿದಂತೆ ಆದೇಶ ಮಾಡಬೇಕೆಂದು ಕೋರಿಕೊಳ್ಳುತ್ತೇನೆ.

ಪಾಟೀ ಸವಾಲು: 2ನೇ ಎದುರುದಾರ ಪರ ಶ್ರೀ. ಎಂ.ಡಿ.ಟಿ. ವಕೀಲರಿಂದ:

10. I have studied until 10th standard. I am aware of the documents furnished before this tribunal. It is true to suggest that I reside in Solapur Maharashtra. It is true to suggest that address in Aadhar Card also bears Solapur Maharashtra. It is true to suggest that I have come from Solapur Maharashtra to give evidence in this case.

11. I was residing in Belagavi in rented house belonging to Lata

Bandagi. I have not furnish documents to show that I have residing in Belagavi. It is false to suggest that I am deposing falsely I was residing in Belagavi in rented house.

12. It is true to suggest that all the police documents show my address as Solapur Maharashtra. It is false to suggest that only to file the said petition before this tribunal I am deposing falsely that I am residing in Belagavi.

13. The said accident occurred in February 2020. We were traveling from Solapur to Tirupati and around 10 persons were traveling in the said crusier vehicle. The said vehicle belongs to my relative Krishnahari friend. I am not aware how many vehicle respondent No.1 was possessive.

14. The persons traveling in the said vehicle were my relatives. I am not aware of the rent paid to the vehicle as my relative Krishnahari paid the same.

15. It is true to suggest that accident occurred in Telangana National highway No.44. I am not aware who gave the complaint

in this case. It is true to suggest that the manner of accident mentioned in the complaint is true. It is false to suggest that complaint is lodged against rider of the motor cycle No.TS-06-KE-8391/Respondent No.3 and not against driver of the crusier.

It is true to suggest that as per spot sketch marked as Ex.P3 there is divider shown in the center of the road. I have not seen whether that motor cycle came in wrong side on the national highway.

16. It is false to suggest that since motor cycle came on the wrong side of the road driver of the crusier took on the left side and dashed to water bridge. It is false to suggest that in the FIR it is mentioned that said accident occurred due to fault of driver of the motor cycle. I am not aware that charge sheet as Ex.P8 is as against rider of the motor cycle and respondent No.3/owner of the motor cycle. It is false to suggest that after coming to know that rider of the motor cycle had no license or insurance to the said motor cycle, in collusion with the police, false charge sheet is

filed against crusier. It is false to suggest that since the charge sheet is falsely filed against driver of the crusier, respondent No.2 company is not liable to pay compensation to the petitioner.

17. After the accident 3 persons Sapna, Sharada and Dattatrey lost their life on the spot, later 2 persons lost their life during treatment who are Krishnahari and Yallappa.

18. I was working as tailor and earning around Rs.20,000/- to Rs.25,000/- per month.

19. I have sustained injuries on my left leg and left hand due to the accident and I was admitted in Vanaspati Hospital in Mehabub Nagar, Telangana and later admitted Markandey Hospital Solapur Maharashtra. It is true to suggest that in Markandeya hospital they have given me a good treatment. It is true to suggest that after I was completely cured I was discharged from the hospital.

20. I can not say the name of the doctor who treated in Markandeya hospital. The doctor who operated me got

transferred so I did not take disability certificate from Markandeya hospital. It is false to suggest that since I was physically fit Markandeya hospital doctor has not issued me any disability certificate. It is false to suggest that I have furnished false disability certificate in order to avail maximum compensation. It is false to suggest that I have furnished false medical bills in order to avail maximum compensation. It is true to suggest that I have not furnished any documents to show that I took followup treatment. It is false to suggest that at the time of accident my age was 25 years and I am deposing falsely that I was aged 22 years.

21. It is true to suggest that I have not furnished any documents to show that I was earning Rs.25,000/- from tailoring work. It is false to suggest that I am working as earlier and I have no any disability due to the accident. It is false to suggest that the contents of para 4 of my affidavit in MVC No.418/2023 is false.

22. It is false to suggest that the medical bill produced are created in order to get maximum compensation. It is false to suggest that I have not spent around Rs.2,00,000/- for treatment and required Rs.50,000/- future medical treatment. It is false to suggest that the contents of para 3 of my affidavit in MVC No.418/2023 are false.

22. It is false to suggest that said accident was due to the fault of rider of motor cycle and in order to get compensation I am deposing falsely.

Re-examination Nil

(ತೆರೆದ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ನನ್ನ ಹೇಳಿಕೆ ಮೇರೆಗೆ ಗಣಕ ಯಂತ್ರದಲ್ಲಿ ಬೆರಳಚ್ಚು ಮಾಡಲಾಯಿತು.)

ಓ ಹೇ ಕೆ ಸರಿ ಅದೆ

4ನೇ ಅಧಿಕ ಜಿಲ್ಲಾ ಮತ್ತು ಸತ್ರ ನ್ಯಾಯಾಧೀಶರು,
ಬೆಳಗಾವಿ.