

ORDERS ON PRELIMINARY ISSUE

This tribunal has raised Additional issue dated 19.08.2025 that **whether the petition is barred by limitation, which is treated as preliminary issue.**

2. The learned counsel for the **Respondent No.2** has taken contention in the written statement stating that claimant has not filed claim petition within six months from the date of accident and therefore, the claim petition be dismissed as barred by limitation.

3. On the other hand **learned counsel for the petitioner** has contended that the petition is not barred by limitation as the alleged accident has occurred before the amendment of M.V.Act and therefore the preliminary issue be answered in his favour of petitioners.

4. On perusal of the papers on record it can be seen that the alleged

accident has occurred on 26.04.2021 and the limitation for motor vehicle accident cases as per the New M.V.Act begins from 22.04.2022. Further in view of the same, the petition is maintainable before this Tribunal as the said contention taken by respondent No.2 does not survive and in view of the above discussion, this Tribunal holds **additional issue no.1 dated 19.08.2025** in the **Negative**.

For petitioner evidence, Call on :
27.03.2026

13.02.2026

**IV Addl. Dist and Sessions Judge,
Belagavi.**