

Amanpreet Versus Kewal Ram etc. MACP-0156-2019.
(CNR No.PBHO01-008577-2019).

Present: Shri P.S Nayyar, Counsel for the claimant.
 Shri G.S Katoch, Counsel for respondent No.1&2.
 Shri Y.P Piplani, Counsel for respondent No.3.

During the course of arguments, it has come to notice of this Court that issues in this case have not been framed inadvertently. Heard. So, from the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable? OPR.
- 2) Whether Amanpreet sustained injuries in Motor Vehicular accident due to rash and negligent driving of Car bearing Registration No.PB-07BK-7633, by respondent No.1? OPP.
- 3) Whether claimant Amanpreet is entitled to compensation on account of injuries sustained by him in the accident in question, if so, to what extent and from whom? OPP.
- 4) Whether Car bearing Registration No.PB-07BK-7633 was being driven by respondent No.1, without holding valid driving license? OPR.
- 5) Whether the petition is bad for non-joinder and mis-joinder of necessary parties? OPR.
- 6) Relief.

No other issue arises or pressed by counsel for parties. Now case is fixed for leading evidence if any after framing of issues, by the parties, for 23.5.2022 i.e. claimants shall have right to begin.

Dated: 19th May, 2022.

‘Gautam Manocha, JW (SG)’

(Jatinder Pal Singh Khurmi),
MACT/Hoshiarpur.(UID No.PB-00057).

Sukhpreet Singh Versus Kewal Ram etc. MACP-0155-2019.
(CNR No.PBHO01-008578-2019).

Present: Shri P.S Nayyar, Counsel for the claimant.
Shri G.S Katoch, Counsel for respondent No.1&2.
Shri Y.P Piplani, Counsel for respondent No.3.

During the course of arguments, it has come to notice of this Court that issues in this case have not been framed inadvertently. Heard. So, from the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable? OPR.
- 2) Whether Sukhpreet Singh sustained injuries in Motor Vehicular accident due to rash and negligent driving of Car bearing Registration No.PB-07BK-7633, by respondent No.1? OPP.
- 3) Whether claimant Sukhpreet Singh is entitled to compensation on account of injuries sustained by him in the accident in question, if so, to what extent and from whom? OPP.
- 4) Whether Car bearing Registration No.PB-07BK-7633 was being driven by respondent No.1, without holding valid driving license? OPR.
- 5) Whether the petition is bad for non-joinder and mis-joinder of necessary parties? OPR.
- 6) Relief.

No other issue arises or pressed by counsel for parties. Now case is fixed for leading evidence if any after framing of issues, by the parties, for 23.5.2022 i.e. claimants shall have right to begin.

Dated: 19th May, 2022.

‘Gautam Manocha, JW (SG)’

(Jatinder Pal Sinigh Khurmi),
MACT/Hoshiarpur.(UID No.PB-00057).

Sarbjit Kaur etc. Versus Satnam Singh etc. MACP-0139-2021.
(CNR No.PBHO01-005218-2021).

Present: Shri Anoop Sharma, Counsel for claimants.
Shri Guriqbal Singh, Counsel for respondent No.1 & 2.
Shri Gurnam Singh, Counsel for respondent No.3.

Respondent No.3 Insurance Company has filed written-statement as well as an application under Section 170 of Motor Vehicles Act and copies supplied. Claimants have filed reply to said application. Heard. The Insurance Company respondent No.3 claims that there is collusion between claimants and respondent No.1&2 and has pleaded that respondent No.1&2 will not cross-examine the witnesses, if they are not properly cross-examined, the Insurance company will suffer loss. In reply same fact has been denied totally. This Court finds that the Insurance Company should be protected from its apprehension of collusion and is thus permitted to cross-examine the witnesses of claimants on all points. Hence, application in hand moved by respondent No.3 Insurance Company, under Section 170 of MV Act is hereby allowed. Now to come up on 16.12.2021, for filing written-statement on behalf of respondent No.1&2.

Dated: 25th November, 2021.

‘Gautam Manocha, JW (SG)’

(Jatinder Pal Sinigh Khurmi),
MACT/Hoshiarpur.(UID No.PB-00057).

Narinder Kaur etc. Versus Satpal Singh etc. MACP-0049-2020.
(CNR No.PBHO01-002649-2020).

Present: Shri Ripudaman Bhatia, Counsel for claimants.
Shri A.S Minhas, Counsel for respondent No.1 & 2.
Shri Salil Chopra, Counsel for respondent No.3.

Shri Salil Chopra, Advocate has filed power of attorney on behalf of respondent No.3 and filed written-statement. Respondent No.1 & 2 also filed written-statement and copies supplied. Insurance Company has also filed an application under Section 170 of MV Act. Reply not filed. Learned Counsel for claimants has made no objection in allowing application under Section 170 of MV Act and accordingly in view of statement of Learned Counsel for claimants, application in hand is allowed. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Oil Tanker bearing No.PB-35N-9145 was being driven without proper documents? OPR-3.
- 3) Whether the petition is not maintainable? OPR.
- 4) Whether the petition is bad for non-joinder and mis-joinder of necessary parties? OPR.
- 5) Whether Sarvan Singh died in the Motor Vehicle accident which took place on 15.2.2020, due to rash and negligent driving of Oil Tanker by respondent No.1?OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Sarvan Singh in the accident in question, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by Learned Counsel for parties. Now for entire evidence of claimants, to come up on 16.4.2021.

Witnesses be summoned as per application of claimants.

Dated: 16th March, 2021.
'Gautam Manocha, JW (SG)'

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Satya Devi etc. Versus Nishant Chanyal etc. MACP-0153-2019.
(CNR No.PBHO01-008496-2019).

Present: Shri Anoop Sharma, Counsel for claimants.
Shri Raman Mehta, Counsel for respondent No.1 & 2.
Shri Gurnam Singh, Counsel for respondent No.3.

Shri Raman Mehta, Advocate has filed power of attorney on behalf of respondent No.1&2 and filed written-statement and copies supplied. Insurance Company also filed written-statement and an application under Section 170 of MV Act. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Car bearing No.PB-35U-3758 was being driven without proper documents? OPR-3.
- 3) Whether the petition is not maintainable? OPR.
- 4) Whether the petition is bad for non-joinder and mis-joinder of necessary parties? OPR.
- 5) Whether Vijay Kumar died in the Motor Vehicle accident which took place on 18.4.2019, due to rash and negligent driving of Car by respondent No.1?OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Vijay Kumar in the accident in question, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties.

Now for entire evidence of claimants, to come up on 16.4.2020. Witnesses be summoned as per application of claimants. Reply to application under Section 170 of MV Act be also filed on date fixed.

Dated: 19th February, 2020.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Harmandeep Singh etc. Versus Varinder Singh etc. MACP-0183-2017.
(CNR No.PBHO01-006420-2017).

Present: Shri B.S. Hundal, Counsel for the claimants.
Shri J.P.S. Dhanoa, Counsel for respondent No.1.
Respondent No.2 already ex-parte.

Particulars of respondent No.3 have not been disclosed by respondent No.1 while respondent No.4 is proforma respondent whose service is dispensed with. From the pleadings of parties, following issues are framed:

- 1) Whether the claim-petition is not maintainable? OPR.
- 2) Whether the petition is bad for non-joinder of necessary parties? OPR.
- 3) Whether Resham Singh had died in Motor Vehicular accident due to rash and negligent driving of motorcycle by respondent No.1 ?OPR.
- 4) Whether the claimants are entitled to compensation on account of death of Resham Singh in the accident in question, if so, to what extent and from whom? OPP.
- 5) Relief.

No other issue arises or pressed by counsel for parties.
Now for entire evidence of claimants, to come up on 3.4.2020. Witnesses be summoned as per application of claimants.

Dated: 12th February, 2020.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Amandeep Singh. Versus Shamudeen etc. MACP-0104-2018.
(CNR No.PBHO01-003152-2018).

Present: Shri T.S. Panesar, Counsel for the claimant.
Shri H.S. Flora, Counsel for respondent No.1.
Shri Sandeep Bhardwaj, Counsel for respondent No.2.
Shri Rajveer Singh, Counsel for respondent No.3 & 4.
Shri Salil Chopra, Counsel for respondent No.5.

Written-statements have already been filed by all respondents. Respondent No.2 has disclosed that he had sold the vehicle to Basheer Ahmed. Respondent No.1 is son of Basheer Ahmed and he has denied the accident. Name of Insurance company of motorcycle No.PB-07R-9656 has not come on record. From the pleadings of parties, following issues are framed:

- 1) Whether the claim-petition is not maintainable? OPR.
- 2) Whether the petition is bad for mis-joinder and non-joinder of necessary parties? OPR.
- 3) Whether the drivers of the both the motorcycles involved in the accident i.e. No.PB-07BJ-0593 & No.PB-07R-9656 were not having proper documents, at the time of accident? OPR.
- 4) Whether Amarjeet had died in Motor Vehicular accident due to rash and negligent driving of motorcycles by respondent No.1 & 3 ?OPR.
- 5) Whether the claimant is entitled to compensation on account of death of Amarjeet in the accident in question, if so, to what extent and from whom? OPP.
- 6) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimant, to come up on 19.3.2020. Witnesses be summoned as per application of claimants.

Dated: 6th February, 2020.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Nirmala Devi etc. Versus Mukesh Vaid etc. MACP-2106-2013.
(CNR No.PBHO01-002103-2012).

Present: Shri P.S.Nayyar, Counsel for the claimants.
Shri B.S.Riar, Counsel for respondent No.1&2.
Shri V.K.Prasher, Counsel for respondent No.3.

Respondent No.1&2 filed written-statement and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the claim-petition is not maintainable? OPR.
- 2) Whether the petition is bad for mis-joinder and non-joinder of necessary parties? OPR.
- 3) Whether the driver of the Zen Car bearing No.PB-08AS-8355 was not having valid driving license at the time of accident? OPR.
- 4) Whether respondent No.1 drove the Zen Car bearing No.PB-08AS-8355 in rash and negligent manner and struck against the back side of the scooter bearing No.PB-07L-3847 and caused multiple injuries to Mohan Singh ? OPC.
- 5) Whether later on Mohan Singh died due to accidental injuries sustained by him due to rash and negligent driving of Zen Car bearing No.PB-08AS-8355 by respondent No.1? OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Mohan Singh in the accident in question, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 7.2.2020. Witnesses be summoned as per application of claimants.

Dated: 13th January, 2020

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Santokh Singh Versus Tirath Ram etc. MACP-0089-2018.
(CNR No.PBHO01-002985-2018).

Present: Shri Baljinder Singh, Counsel for claimant.
Shri Diljotvir Singh, Counsel for respondent No.1.
Shri C.S. Marwaha, Counsel for respondent No.2.
Shri Sahil Chopra, Counsel for respondent No.3.

Reply to application under Section 170 of MV Act not filed.
Learned counsel for claimant made no objection in allowing application under Section 170 of MV Act and accordingly in view of statement of Learned Counsel for claimant, application in hand is allowed. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Truck bearing No.PB-02AV-8777 was being driven without proper documents? OPR-3.
- 3) Whether the petition is not maintainable? OPR.
- 4) Whether the petition is bad for non-joinder and mis-joinder of necessary parties? OPR.
- 5) Whether claimant Santokh Singh sustained injuries in the Motor Vehicle accident which took place on 25.8.2017, due to rash and negligent driving of Truck by respondent No.1?OPP.
- 6) Whether the claimant is entitled to compensation on account injuries received by him in the accident in question, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties.
Now for entire evidence of claimant, to come up on 18.2.2020. Witnesses be summoned as per application of claimant.

Dated: 8th January, 2020.
'Gautam Manocha, JW (SG)'

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Sandeep Kaur etc. Versus Kulwinder Singh etc. MACP-0154-2019.
(CNR No.PBHO01-008576-2019).

Present: Shri P.S.Nayyar, Counsel for the claimants.
Shri P.S.Ghuman Counsel for respondent No.1&2.
Ms Bandana Rana, Counsel for respondent No.3.

Respondent No.3 filed written-statement and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether Truck No.PB-32-8055 was being driven by respondent No.1 without proper documents? OPR-3.
- 2) Whether the claim-petition is not maintainable? OPR-3.
- 3) Whether Manjit Singh died in Motor Vehicular accident due to rash and negligent driving of Truck No.PB-32-8055 by respondent No.1? OPP.
- 4) Whether the claimants are entitled to compensation on account of death of Manjit Singh in the accident in question, if so, to what extent and from whom? OPP.
- 5) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 13.2.2020. Witnesses be summoned as per application of claimants.

Dated: 6th January, 2020

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Bhagwati etc. Versus Gursharan Singh @ Johni etc. MACP-0165-2019.
(CNR No.PBHO01-008863-2019).

Present: Shri S.S Sohal, Counsel for the claimants.
Shri S.K Jhamat, Counsel for respondent No.1.
Respondent No.2 ex-parte.

Respondent No.1 filed written-statement and copy supplied. As the vehicle involved in the accident was not insured, so there is no Insurance company.

From the pleadings of parties, following issues are framed:

- 1) Whether the claim-petition is not maintainable? OPR-1.
- 2) Whether minor Mohit @ Monu died in Motor Vehicular accident due to rash and negligent driving of Tractor Power Track bearing registration No.PB-07X-3328 by respondent No.1? OPP.
- 3) Whether the claimants are entitled to compensation on account of death of minor Mohit @ Monu in the accident in question, if so, to what extent and from whom? OPP.
- 4) Relief.

No other issue arises or pressed by counsel for parties. Now to come up on 5.2.2020 for entire evidence of claimants. Witnesses be summoned as per application of claimants.

Dated: 18th December, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Suman Saini etc. Versus Harsimran Kaur Bajwa etc. MACP-0058-2019.
(CNR No.PBHO01-004829-2019).

Present: Shri Munish Joshi, Counsel for the claimants.
Shri M.L. Rahanu, Counsel for respondent No.1.
Shri Brij Thakur, Counsel for respondent No.3.
Respondent No.2 ex-parte.

Shri Brij Thakur Advocate has filed power of attorney and written-statement on behalf of Respondent No.3 Insurance company and copy supplied.
From the pleadings of parties, following issues are framed:

- 1) Whether Fortuner Car No.PB-09D-9595 was being driven by respondent No.1 without proper documents? OPR-3.
- 2) Whether the claim-petition is not maintainable? OPR-3.
- 3) Whether Deepak Saini died in Motor Vehicular accident due to rash and negligent driving of Fortuner Car No.PB-09D-9595 by respondent No.1? OPP.
- 4) Whether the claimants are entitled to compensation on account of death of Deepak Saini in the accident in question, if so, to what extent and from whom? OPP.
- 5) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 6.2.2020. Witnesses be summoned as per application of claimants.

Dated: 16th December, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Krishan Dev. Versus Phoolmati Devi etc. Cont-05-2019.
(CNR No.PBHO01-007972-2019).

Present: Shri Amit Kohli, Counsel for the applicant.
Respondent No.1 & 2 in person.

Respondent No.1 & 2 filed reply to contempt application and copy supplied. Name of respondent No.3 has not been provided on record, as such there is no need to summon respondent No.3. From the pleadings of parties, following issues are framed:

- 1) Whether the contempt of Court proceedings are liable to be initiated against respondents for disobeying the order dated 14.5.2019? OPA.
- 2) Whether the present application is not maintainable? OPR.
- 3) Whether the applicant is estopped and has no locus-standi to file the present application? OPR.
- 4) Whether the applicant has no cause of action and has not come to the Court with clean hands? OPR.
- 5) Whether the application is bad for mis-joinder of necessary party? OPR.
- 6) Relief.

No other issue arises or pressed by counsel for parties. Now to come up on 16.1.2020 for entire evidence of applicants. Applicant is directed to disclose the name of respondent No.3.

Dated: 9th December, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Sital Kaur etc. Versus Satnam Singh @ Satti etc. MACP-0112-2019.
(CNR No.PBHO01-006862-2019).

Present: Shri P.S Nayyar, Counsel for the claimants.
Shri M.D.S Gill, Counsel for respondent No.1.
Shri G.S Katoch, Counsel for respondent No.3.

Respondent No.1 filed written-statement and copy supplied. Name of Insurance company has not been disclosed by respondent No.1 which shows that vehicle of respondent No.3 was not insured. From the pleadings of parties, following issues are framed:

- 1) Whether the claim-petition is not maintainable and claimants have not come to the Court with clean hands? OPR-1.
- 2) Whether Sarbjit Singh died in Motor Vehicular accident due to rash and negligent driving of motorcycle bearing registration No.PB-07AH-3915 by respondent No.1? OPP.
- 3) Whether the claimants are entitled to compensation on account of death of Sarbjit Singh in the accident in question, if so, to what extent and from whom? OPP.
- 4) Relief.

No other issue arises or pressed by counsel for parties. Now to come up on 27.1.2020 for entire evidence of claimants. Witnesses be summoned as per application of claimants.

Dated: 9th December, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Rumila etc. Versus Sidharath Gautam etc. MACP-0129-2019.
(CNR No.PBHO01-007500-2019).

Present: Shri M.L Rahanu, Counsel for the claimants.
Shri D.M Sharma, Counsel for respondent No.1 & 2.
Shri Brij Thakur, Counsel for respondent No.3.

Respondent No.3 filed written-statement and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether Jeep No.PB-11BJ-2413 was being driven by respondent No.1 without proper documents? OPR-3.
- 2) Whether the petition is bad for non-joinder of necessary parties and claim-petition is not maintainable? OPR-3.
- 3) Whether Amrik Singh died in Motor Vehicular accident due to rash and negligent driving of Jeep No.PB-11BJ-2413 by respondent No.1? OPP.
- 4) Whether the claimants are entitled to compensation on account of death of Amrik Singh in the accident in question, if so, to what extent and from whom? OPP.
- 5) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 21.1.2020. Witnesses be summoned as per application of claimants.

Dated: 5th December, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Vijay Kumar Versus Sarbjit Singh etc. MACP-4014-2013.
(CNR No.PBHO01-002711-2012).

Present: Shri K.S Thakur, Counsel for the claimant.
Shri Kamaljit Singh, Counsel for respondent No.1 & 2.
Shri A.K Gandhi, Counsel for respondent No.3.
Shri Y.S Parmar, Counsel for respondent No.4.

Respondent No.4 filed written-statement as well as an application under Section 170 of MV Act and copies supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR.
- 2) Whether the Truck bearing No.PB-06M-2054 was being plied without proper documents? OPR.
- 3) Whether the petition is not maintainable? OPR.
- 4) Whether Insurance policy issued by Shri Ram General Insurance Company was rightly cancelled? OPR-3.
- 5) Whether respondent No.4 Oriental Insurance Company is not liable to satisfy the claim as truck was double insured against the General Regulations of India Motor Tariff? OPR-4.
- 6) Whether Vijay Kumar sustained injuries in Motor Vehicle accident due to rash and negligent driving of Truck by respondent No.1? OPP.
- 7) Whether the claimant is entitled to compensation on account of injuries received by him in the accident in question, if so, to what extent and from whom? OPP.
- 8) Relief.

No other issue arises or pressed by counsel for parties.
Now for entire evidence of claimants, to come up on 29.11.2019. Witnesses be summoned as per application of claimant. Reply to application under Section 170 of MV Act be also filed on date fixed.

Dated: 15th November, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Parminder Kaur Versus Ranjodh Singh etc. MACP-0039-2019.
(CNR No.PBHO01-003999-2019).

Present: Shri Guriqbal Singh, Counsel for the claimant.
Shri D. K Dadra, Counsel for respondent No.1 & 2.
Shri Amardeep Kumar Gandhi, Counsel for respondent No.3.
Shri K.S Saini, Counsel for respondent No.4.

Inadvertently, case was fixed for leading evidence without framing issues. So, from the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable? OPR.
- 2) Whether besides XUV vehicle No.PB-08EE-5868 was being driven without proper documents? OPR-3.
- 3) Whether the petition is bad for non-joinder and mis-joinder of necessary parties and claimants have no cause of action and have not come to the Court with clean hands? OPR-3.
- 4) Whether Jit Singh died in Motor Vehicular accident due to rash and negligent driving of XUV vehicle No.PB-08EE-5868 by respondent No.1? OPP.
- 5) Whether the claimant is entitled to compensation on account of death of Jit Singh in the accident in question, if so, to what extent and from whom? OPP.
- 6) Relief.

No other issue arises or pressed by counsel for parties. One AW is resent and examined. No other witness is present and now for entire evidence of claimants, to come up on 6.12.2019. Witnesses be summoned as per application of claimant.

Dated: 1st November, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Tilak Raj Versus Jarnail Singh etc. MACP-0231-2018.
(CNR No.PBHO01-007447-2018).

Present: Shri Rohit Joshi, Counsel for the claimant.
Shri P.S Nayyar, Counsel for respondent No.1 & 2.

Inadvertently, case was fixed for leading evidence without framing issues. So, from the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable? OPR.
- 2) Whether besides bus No.HP-69-1844, Truck No.HP-19B-8546 was also involved in the accident in question? OPR.
- 3) Whether the petition is bad for non-joinder of necessary parties i.e. driver, owner and insurer of Truck No.HP-19B-8546? OPR.
- 4) Whether claimant Tilak Raj sustained injuries in Motor Vehicle accident due to rash and negligent driving of Bus of HRTC bearing No.HP-69-1844 by respondent No.1? OPP.
- 5) Whether the claimant is entitled to compensation on account of injuries received by him in the accident in question, if so, to what extent and from whom? OPP.
- 6) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 3.12.2019. Witnesses be summoned as per application of claimant.

Dated: 30th October, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Kulwinder Kaur etc. Versus Imran etc. MACP-0037-2018.
(CNR No.PBHO01-001125-2018).

Present: Shri Ripudaman Bhatia, Counsel for claimants.
Shri Sunil Sharma, Counsel for respondent No.1 & 2.
Shri Brij Thakur, Counsel for respondent No.3.

During the course of arguments, it came to the notice of undersigned that inadvertently issues in this case were not framed. So, from the pleadings of parties, following issues are framed today:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Truck bearing No.HR-46B-2081 was being driven without proper documents? OPR-3.
- 3) Whether the petition is not maintainable? OPR.

- 4) Whether the claimants have not come to the Court with clean hands? OPR.
- 5) Whether Gurjit Singh died in the Motor Vehicle accident which took place on 25.1.2018, due to rash and negligent driving of offending Truck by respondent No.1?OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Gurjit Singh in the accident in question, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Both Learned Counsel for the parties stated at the bar that they have not to lead any fresh evidence or to cross-examine any of the witnesses after framing of issues.

Arguments heard. Vide my separate detailed award of even date, the claim-petition filed by the claimants is accepted with costs, in terms of the award. Counsel fee is assessed at ₹ 3000/-. Memo of costs be prepared and file be consigned to the record room after its completion.

Announced in open Court:
Dated: 10th October, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
Motor Accident Claims Tribunal,
Hoshiarpur. (UID No.PB-0118).

Adarsh Bala Versus Lovepreet Singh etc. MACP-04-2019.
(CNR No.PBHO01-000105-2018).

Present: Shri R.S Abhi, Counsel for the claimant.
Shri Paramjit Singh, Counsel for respondent No.1.
Shri Brij Thakur, Counsel for respondent No.2.

Written-statement by respondent No.1 has been filed and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-2.
- 2) Whether the Car bearing No.PB-07AD-7040 was being driven without proper documents? OPR-2.
- 3) Whether the petition is not maintainable? OPR.
- 4) Whether the present petition is bad for mis-joinder and non-joinder of necessary parties? OPR.
- 5) Whether claimant Adarsh Bala sustained injuries in Motor Vehicle accident due to rash and negligent driving of Verna Car bearing No.PB-07AD-7040 by respondent No.1? OPP.
- 6) Whether the claimant is entitled to compensation on account of injuries received by her in the accident in question, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 4.10.2019. Witnesses be summoned as per application of claimant.

Dated: 3rd September, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Pushap Lata etc Versus Dalip Kumar etc. MACP-0055-2019.
(CNR No.PBHO01-004744-2019).

Present: Mrs. Deepika Bhatia, Counsel for the claimants.
Shri Deepak Sharma, Counsel for respondent No.1.
Shri Gurnam Singh, Counsel for respondent No.2.

Written statement by respondent No.1 filed. The Insurance company respondent No.2 also filed written-statement as well as an application under Section 170 of MV Act and copies supplied. Learned counsel for claimant made no objection in allowing application under Section 170 of MV Act and accordingly in view of statement of counsel for claimant, application in hand is allowed. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-2.
- 2) Whether the Swift Dzire Car bearing No.PB-35AB-9186 was being driven without proper documents? OPR-2.
- 3) Whether the petition is not maintainable? OPR.
- 4) Whether the petition is bad for non-joinder of necessary parties? OPR-2.
- 5) Whether the claimants have not come to the Court with clean hands and have no cause of action to file the present petition? OPR-1.
- 6) Whether Ajay Kumar died in the Motor Vehicle accident which took place on 1.4.2018, due to rash and negligent driving of Swift Dzire Car by respondent No.1?OPP.
- 7) Whether the claimants are entitled to compensation on account of death of Ajay Kumar in the accident in question, if so, to what extent and from whom? OPP.
- 8) Relief.

No other issue arises or pressed by counsel for parties.
Now for entire evidence of claimants, to come up on 27.9.2019. Witnesses be summoned as per application of claimant.

Dated: 26th August, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Nirmal Kaur etc Vs Mohammed Abbas Vani etc. MACP-0172-2018.
(CNR No.PBHO01-006943-2018).

Present: Ms. Deepika, Counsel for the claimants.
Shri Gurnam Singh, Counsel for respondent No.4.
Respondent No.1, 2, 3 & 5 already ex-parte.

Insurance company/respondent No.4 filed written-statement as well as an application under Section 170 of MV Act and copies supplied. Learned counsel for claimant made no objection in allowing application under Section 170 of MV Act and accordingly in view of statement of counsel for claimant, application in hand is allowed. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-4.
- 2) Whether the Truck bearing No.JK-03A-6984 was being driven without proper documents? OPR-4.
- 3) Whether the petition is not maintainable? OPR-4.
- 4) Whether the petition is bad for non-joinder of necessary parties? OPR-4.
- 5) Whether Balwinder Singh died in the Motor Vehicle accident which took place on 12.5.2017, due to rash and negligent driving of Truck by respondent No.1?OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Balwinder Singh in the accident in question, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 25.9.2019. Witnesses be summoned as per application of claimant.

Dated: 20th August, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Karanveer Singh etc Versus Gurnam Singh etc. MACP-0217-2018.
(CNR No.PBHO01-006943-2018).

Present: Ms. Deepika, Counsel for the claimants.
 Shri P.S Nayyar, Counsel for respondent No.1.
 Shri Brij Thakur, Counsel for respondent No.2.
 Respondent No.3 proceeded against ex-parte.

Written-statement by respondent No.1 filed and copies supplied.
Rejoinder is not to be filed. However, from the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-2.
- 2) Whether the Truck bearing No.PB-07T-7359 was being driven without proper documents? OPR-2.
- 3) Whether the petition is not maintainable? OPR.
- 4) Whether the petition is bad for non-joinder of necessary parties? OPR.
- 5) Whether Balwinder Pal Kaur died in the Motor Vehicle accident which took place on 22.10.2018, due to rash and negligent driving of Truck by respondent No.1?OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Balwinder Pal Kaur in the accident in question, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 29.8.2019. Witnesses be summoned as per application of claimant.

Dated: 25th July, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Geeta etc Versus Lakhwinder Singh etc. MACP-0100-2018.
(CNR No.PBHO01-003188-2018).

Present: Shri Raman Mehta, Counsel for the claimants.
 Shri M.P Singh, Counsel for respondent No.1&2.

Claimant Geeta made statement in the Court that she does not want to continue the claim-petition against respondent No.4 & 5 and their names be dropped from memo of parties. Hence, in view of statement made by claimant, service qua respondent No.4 & 5 is dispensed with. Service is complete. Rejoinder is not to be filed. However, from the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable? OPR.
- 2) Whether the claimants have not come to the Court with clean hands and are estopped from filing present petition they already received amount as per compromise dated 14.4.2016? OPR.
- 3) Whether respondent No.1 driver of tractor-trolley wrongly parked the tractor-trolley without parking lights which was rash and negligent act on his part? OPP.
- 4) Whether Kulwant Singh died in the Motor Vehicle accident which took place on 20.3.2016, due to rash and negligent driving of tractor-trolley by respondent No.1? OPP.
- 5) Whether the claimants are entitled to compensation on account of death of Kulwant Singh in the accident, if so, to what extent and from whom? OPP.
- 6) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 20.8.2019. Witnesses be summoned as per application of claimant.

Dated: 23rd July, 2019.
'Gautam Manocha, JW (SG)'

(Sandeep Kumar Singla),
MACT/Hoshiarpur.(UID No.PB-0118).

Gaurav Gupta Versus Vejinder Paul Saini etc. MACP-0227-2018.
(CNR No.PBHO01-007238-2018).

Present: Shri P.S Nayyar, Counsel for the claimant.
Shri H.S Saini, Counsel for respondent No.1 & 2.
Shri Brij Thakur, Counsel for respondent No.3.

Written-statement by respondent No.1 & 2 as well as by respondent No.3 have been filed and copies supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Car bearing No.PB-35K-3148 was being driven without proper documents? OPR-3.
- 3) Whether the petition is not maintainable? OPR.
- 4) Whether Gaurav Gupta sustained injuries in Motor Vehicle accident due to rash and negligent driving of Car by respondent No.1? OPP.
- 5) Whether the claimant is entitled to compensation on account of injuries received by him in the accident in question, if so, to what extent and from whom? OPP.
- 6) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 25.7.2019. Witnesses be summoned as per application of claimant.

Dated: 1st July, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Roop Rani etc Versus Tarlochan Singh etc. MACP-0240-2018.
(CNR No.PBHO01-007749-2018).

Present: Ms. Deepika, Counsel for the claimants.
Shri Guriqbal Singh, Counsel for respondent No.1.
Shri Brij Thakur, Counsel for respondent No.2.
Respondent No.3 to 5 ex-parte.

Respondent No.2 filed written-statement and copy supplied.
Rejoinder is not to be filed. However, from the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-2.
- 2) Whether Car bearing No.PB-21A-8319 was being driven without proper documents? OPR-2.
- 3) Whether the petition is not maintainable? OPR.
- 4) Whether Harbans Lal died in the Motor Vehicle accident which took place on 20.9.2018, due to rash and negligent driving of Maruti Zen Car by respondent No.1? OPP.
- 5) Whether the claimants are entitled to compensation on account of death of Harbans Lal in the accident, if so, to what extent and from whom? OPP.
- 6) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 23.7.2019. Witnesses be summoned as per application of claimant.

Dated: 27th May, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Jaspal Kaur etc Versus Harminder Singh etc. MACP-0068-2018.
(CNR No.PBHO01-002133-2018).

Present: Shri H.S Dhami, Counsel for the claimants.
 Shri R.S Abhi, Counsel for respondent No.1.
 Shri J.S Dhami, Counsel, for respondent No.2.
 Shri Brij Thakur, Counsel for respondent No.3.

Respondent No.3 filed written-statement and copy supplied.
Rejoinder is not to be filed. However, from the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether Car bearing No.PB-21A-1653 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary party? OPR-3.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether Harpreet Singh died in the Motor Vehicle accident which took place on 5.3.2018, due to rash and negligent driving of Zen Car by respondent No.1? OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Harpreet Singh in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 24.4.2019. Witnesses be summoned as per application of claimant.

Dated: 19th March, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Nitin Bhalla etc. Versus Ashok Pal etc. MACP-0104-2017.
(CNR No.PBHO01-003315-2017).

Present: Shri Inderpal Singh, Counsel for the claimants.
Shri S.K Sharma, Counsel, for respondent No.3.
Shri Brij Thakur, Counsel for respondent No.3 (a).
Respondent No.1 & 2 ex-parte.

Shri Brij Thakur Advocate has already filed power of attorney on behalf of respondent No.3 (a). He filed written-statement today and copy supplied.
From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether Car bearing No.PB-02BQ-0765 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder and mis-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether Poonam Bhalla died in the Motor Vehicle accident due to rash and negligent driving of Car by respondent No.1? OPP.
- 6) Whether the claimant is entitled to compensation on account of death of Poonam Bhalla in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 4.4.2019. Witnesses be summoned as per application of claimant. Perusal of file shows that respondent No.4 who is L.R of deceased remains to be summoned and notice to respondent No.4 be also issued for date fixed.

Dated: 1st March, 2019.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Charanjit Pal Versus Vishal Kumar etc. MACP-0207-2018.
(CNR No.PBHO01-006762-2018).

Present: Shri DDS Nayyar, Counsel for the claimant.
Shri Amarjit Singh, Counsel for respondent No.1 & 2.

Written-statement by respondent No.1 & 2 filed and copies supplied.

It is stated at the bar that the offending vehicle was not insured at the time of accident, as such there is no need to summon Insurance Company. Rejoinder not to be filed. From the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable? OPR.
- 2) Whether the claimant has not approached the Court with clean hands? OPR.
- 3) Whether Charanjit Pal sustained injuries in Motor Vehicle accident due to rash and negligent driving of motorcycle bearing No.PB-07AA-3396 by respondent No.1? OPP.
- 4) Whether the claimant is entitled to compensation on account of injuries received by him in the accident, if so, to what extent? OPP.
- 5) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 13.2.2019. Witnesses be summoned as per application of claimant. Reply to application under order 38 Rule 5 read with section 151 CPC be also filed on date fixed.

Dated: 22.1.2019.

‘Gautam Manocha, JW (SG)’

Next date: 13.2.2019.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Sudesh Kumari Versus Pawan Kumar etc. MACP-0073-2018.
(CNR No.PBHO01-002393-2018).

Present: Shri Sharanjit Singh, Counsel for the claimant.
Shri Hitesh Puri Counsel, for respondent No.1 & 2.
Shri Brij Thakur, Counsel for respondent No.3.

Written-statement by respondent No.1 filed and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Audi Car bearing No.PB-08CF-0044 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether the claimants have no locus-standi or cause of action to file the present petition against respondents No.1 & 2? OPR-1&2.
- 6) Whether Kulwinder Kaur died in the Motor Vehicle accident due to rash and negligent driving of Audi Car by respondent No.1? OPP.
- 7) Whether the claimant is entitled to compensation on account of death of Kulwinder Kaur in the accident, if so, to what extent and from whom? OPP.
- 8) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 8.2.2019. Witnesses be summoned as per application of claimants.

Dated: 21.1.2019.
'Gautam Manocha, JW (SG)'
Next date: 8.2.2019.
Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Sunita Devi etc. Versus Rahul Kumar etc. MACP-0216-2017.
(CNR No.PBHO01-008170-2017).

Present: Shri Varun Sharma, Counsel for the claimants.
Shri RS Bhogal, Counsel for respondent No.2.
Shri AK Gandhi, Counsel for respondent No.3.
Respondent No.4 is ex-parte.

Copies of Insurance policy and Registration certificate are supplied but in the last order, it was inadvertently mentioned that driving license of respondent No.1 has been supplied. Respondent No.1 is ex-parte and it is the plea of respondent No.2 that he is owner of the vehicle and his motorcycle was stolen and he has no knowledge about the accident. Thus, he cannot produce the driving license. Thus, this application for production of documents stands disposed of. Written-statement by respondent No.3 has been filed and copies supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable? OPR.
- 2) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 3) Whether the motorcycle bearing Engine number HA10AGHHJB9399 was being driven without proper documents ? OPR-3.
- 4) Whether the petition is bad for non-joinder and mis joinder of necessary party? OPR-3.
- 5) Whether the claimants have not come to the court with clean hands? OPR-3.
- 5) Whether Sandeep Kumar died in the Motor Vehicle accident due to rash and negligent driving of motorcycle make Hero Splendor, bearing Engine No.HA10AGHHJB9399 and Chassis No.MBLHAR08XHHJ20444, by the respondent No.1?OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Sandeep Kumar in the accident on 30.9.2017, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 15.2.2019. Witnesses be summoned as per application of claimants.

Dated: 18th January, 2019.

‘Gautam Manocha, JW (SG)’

Next date: 15.2.2019.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Kinderjit Kaur etc. Versus Gurjit Singh etc. MACP-0041-2018.
(CNR No.PBHO01-001429-2018).

Present: Shri BS Hundal, Counsel for the claimants.
Shri NS Mann, Counsel for respondent No.1.
Shri Salil Chopra, Counsel for respondent No.2.

Written-statement has already been filed by respondent No.1. From the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable? OPR.
- 2) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-2.
- 3) Whether the Car bearing No.PB-47D-1213 was being driven without proper documents and it was being used for the purpose not covered under the terms of Insurance Policy? OPR-2.
- 4) Whether the petition is bad for mis-joinder and non joinder of necessary party? OPR-2.
- 5) Whether Harjit Singh died in the Motor Vehicle accident due to rash and negligent driving of Alto Car bearing No.PB-47D-1213 by the respondent No.1?OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Harjit Singh in the accident, if so, to what extent? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 4.2.2019. Witnesses be summoned as per application of claimants.

Dated: 3rd January, 2019.

‘Gautam Manocha, JW (SG)’

Next date: 4.2.2019.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Surjit Kaur etc. Versus Sukhdev Lal etc. MACP-0147-2018.
(CNR No.PBHO01-004672-2018).

Present: Shri Ripudaman Bhatia, Counsel for the claimants.
Shri Gurnam Singh, Counsel for respondent No.1.
Shri YS Parmar, Counsel for respondent No.2.

Written-statement has been filed by respondent No.1 & 2 separately
and copies supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable? OPR.
- 2) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-2.
- 3) Whether the Dzire Car bearing No.PB-07BM-3900 was being driven without proper documents? OPR-2.
- 4) Whether Sarup Singh died in the Motor Vehicle accident due to rash and negligent driving of Dzire Maruti Car bearing No.PB-07BM-3900 by the respondent No.1?OPP.
- 5) Whether the claimants are entitled to compensation on account of death of Sarup Singh in the accident, if so, to what extent? OPP.
- 6) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 29.1.2019. Witnesses be summoned as per application of claimants.

Dated: 17th December, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 29.1.2019.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Jaspreet Kaur Versus Malkit Singh etc. MACP-0111-2018.
(CNR No.PBHO01-003526-2018).

Present: Shri Naveen Jain, Counsel for the claimants.
 Shri Nihal Singh, Counsel for respondent No.1.
 Shri Brij Thakur, Counsel for respondent No.2.

Written-statement by respondent No.1 filed and copies supplied.

From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-2.
- 2) Whether the Alto Car bearing No.PB-08BK-0570 was being driven without proper documents? OPR-2.
- 3) Whether the petition is not maintainable? OPR.
- 4) Whether the claimant has no cause of action nor has come to the court with clean hands? OPR.
- 5) Whether Jaspreet Kaur sustained injuries in Motor Vehicle accident due to rash and negligent driving of Car by respondent No.1? OPP.
- 6) Whether the claimant is entitled to compensation on account of injuries received by her in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 21.1.2019. Witnesses be summoned as per application of claimant.

Dated: 7th December, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 21.1.2019.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Gurmit Singh etc. Versus Bhagwant Singh. MACP-0115-2018.
(CNR No.PBHO01-003581-2018).

Present: Shri TS Panesar, Counsel for the claimants.
Shri Munish Patial, Counsel for respondent.

Written-statement has been filed by respondent No.1 and copies supplied. It is disclosed by the respondent No.1 that his motorcycle was not insured, as such there is no need to summon Insurance Company. Rejoinder not to be filed. From the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable? OPR.
- 2) Whether claimants have no locus-standi and are estopped from filing the claim-petition? OPR.
- 3) Whether the claim-petition is bad for mis-joinder and non-joinder of necessary party? OPR.
- 4) Whether Lakhvir Singh died in the Motor Vehicle accident due to rash and negligent driving of motorcycle bearing No.PB-07AT-1454 by the respondent No.1?OPP.
- 5) Whether the claimants are entitled to compensation on account of death of Lakhvir Singh in the accident, if so, to what extent? OPP.
- 6) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 15.1.2019. Witnesses be summoned as per application of claimants.

Dated: 4th December, 2018.
'Gautam Manocha, JW (SG)'
Next date: 15.1.2019.
Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Daljit Kaur etc. Versus Gaurav Sharma etc. MACP-0081-2018.
(CNR No.PBHO01-002677-2018).

Present: Shri HS Saini, Counsel for the claimants.
Shri Sanjay Thakur, Counsel for respondent No.1&2.
Shri Brij Thakur, Counsel for respondent No.3.

Written-statement has been filed by respondent No.3 and copies supplied. Rejoinder not to be filed. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether Car bearing No.HP-21B-8899 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether Satnam Singh died in the Motor Vehicle accident due to rash and negligent driving of Car bearing No.HP-21B-8899 by the respondent No.1? OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Satnam Singh in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 7.12.2018. Witnesses be summoned as per application of claimants.

Dated: 6th November, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 7.12.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Simranjit Singh Versus Sham Lal etc. MACP-0125-2018.
(CNR No.PBHO01-004016-2018).

Present: Shri RS Abhi, Counsel for the claimant.
Shri Deepak Bhatia, Counsel for respondent No.1&2.
Shri Brij Thakur, Counsel for respondent No.3.

Shri Deepak Bhatia Advocate has already filed power of attorney on behalf of respondent No.1 & 2 and Shri Brij Thakur Advocate has filed power of attorney for Insurance company/respondent No.3 and they filed written-statements today and copies supplied. Rejoinder not to be filed. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Tata 407 bearing No.PB-07K-5499 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether Amardeep Singh died in the Motor Vehicle accident due to rash and negligent driving of Tata 407 by the respondent No.1? OPP.
- 6) Whether the claimant is entitled to compensation on account of death of Amardeep Singh in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 27.11.2018. Witnesses be summoned as per application of claimants.

Dated: 23rd October, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 27.11.2018.

Purpose:

(Sandeep Kumar Singla),

MACT/Hoshiarpur.

(UID No.PB-0118).

Anju Sharma etc Versus Surinder Singh etc. MACP-0126-2018.
(CNR No.PBHO01-003922-2018).

Present: Shri DDS Nayya, Counsel for the claimants.
Shri GS Katoch, Counsel for respondent No.1&2.
Shri Salil Chopra, Counsel for respondent No.3.

Insurance company/respondent No.3 filed written-statement as well as an application under Section 170 of MV Act and copies supplied. Learned counsel for claimant made no objection in allowing application under Section 170 of MV Act and accordingly in view of statement of counsel for claimant, same is allowed. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the truck bearing No.PB-32F-8468 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for mis-joinder and non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether Manoj Kumar @ Manoj Sharma died in the Motor Vehicle accident due to rash and negligent driving of truck by the respondent No.1? OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Manoj Kumar @ Manoj Sharma in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 15.11.2018. Witnesses be summoned as per application of claimants.

Dated: 12th October, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 15.11.2018.

Purpose:

(Sandeep Kumar Singla),

MACT/Hoshiarpur.

(UID No.PB-0118).

Mamta Rani Versus Raghav Kuthiala etc. MACP-0105-2018.
(CNR No.PBHO01-003329-2018).

Present: Shri RD Bhatia, Counsel for the claimants.
Shri BS Riar, Counsel for respondent No.1.
Shri Brij Thakur, Counsel for respondent No.2.

Written-statement by respondent No.2 filed and copies supplied.

From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-2.
- 2) Whether the Car I-20 bearing No.PB-07AD-7533 was being driven without proper documents? OPR-2.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether Mamta @ Mamta Rani sustained injuries in the Motor Vehicle accident due to rash and negligent driving of Car by the respondent No.1? OPP.
- 6) Whether the claimant is entitled to compensation on account of injuries received by her in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 14.11.2018. Witnesses be summoned as per application of claimants.

Dated: 10th October, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 14.11.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Mamta Rani etc Versus Raghav Kuthiala etc. MACP-0106-2018.
(CNR No.PBHO01-003330-2018).

Present: Shri RD Bhatia, Counsel for the claimants.
Shri BS Riar, Counsel for respondent No.1.
Shri Brij Thakur, Counsel for respondent No.2.
Shri GS Katoch, Counsel for respondent No.3&4.

Written-statement by respondent No.2 filed and copies supplied.

From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-2.
- 2) Whether the Car I-20 bearing No.PB-07AD-7533 was being driven without proper documents? OPR-2.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether the accident in question had taken place due to negligence of deceased? OPR-2.
- 6) Whether Kashmir Singh died in the Motor Vehicle accident due to rash and negligent driving of Car by the respondent No.1? OPP.
- 7) Whether the claimants are entitled to compensation on account of death of Kashmir Singh in the accident, if so, to what extent and from whom? OPP.
- 8) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 14.11.2018. Witnesses be summoned as per application of claimants.

Dated: 10th October, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 14.11.2018.

Purpose:

(Sandeep Kumar Singla),

MACT/Hoshiarpur.

(UID No.PB-0118).

Sonika Devi etc Versus Pritpal Singh etc. MACP-0063-2018.
(CNR No.PBHO01-002020-2018).

Present: Shri Arvind Agnihotri, Counsel for the claimants.
Shri Amrit Pal Singh, Counsel for respondent No.1 & 4.
Shri Dinesh Sharma, Counsel for respondent No.2.
Shri KC Mahajan, Counsel for respondent No.3.
Shri YS Parmar, Counsel for respondent No.5.

Written-statement by respondent No.4 filed and copies supplied.

From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-5.
- 2) Whether the Tipper bearing No.HP-68-4721 was being driven without proper documents? OPR-5.
- 3) Whether respondent No.2 is not liable due to sale of the vehicle on 12.12.2017 by respondent No.3 bank to the respondent No.4 due to fault in payment of loan installments? OPR.
- 4) Whether the claim petition is bad for mis-joinder and non-joinder of necessary parties? OPR.
- 5) Whether the petition is not maintainable? OPR.
- 6) Whether the claimants have not come to the court with clean hands and thus estopped by their act and conduct from filing the present petition? OPR.
- 7) Whether deceased was guilty of his own negligence? OPR.
- 8) Whether Rajesh Kumar died in the Motor Vehicle accident due to rash and negligent driving of Tipper by the respondent No.1? OPP.
- 9) Whether the claimants are entitled to compensation on account of death of Rajesh Kumar in the accident, if so, to what extent and from whom? OPP.
- 10) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 31.10.2018. Witnesses be summoned as per application of claimants.

Dated: 4th October, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 31.10.2018.

Purpose:

(Sandeep Kumar Singla),

MACT/Hoshiarpur.

(UID No.PB-0118).

Ram Pal etc Versus Baljit Singh etc. MACP-0048-2018.
(CNR No.PBHO01-001614-2018).

Present: Shri RD Bhatia, Counsel for the claimants.
Shri Rakesh Marwaha, Counsel for respondent No.1 & 2.
Shri DS Seehra, Counsel for respondent No.3.

Written-statement by respondent No.1 & 2 filed separately and copies supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Truck Tipper bearing No.PB-08CH-6637 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable as no accident had taken with the vehicle of respondent? OPR.
- 5) Whether Prem Nath died in the Motor Vehicle accident due to rash and negligent driving of Truck Tipper by the respondent No.1? OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Prem Nath in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 30.10.2018. Witnesses be summoned as per application of claimants.

Dated: 3rd October, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 30.10.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Ram Pal etc Versus Baljit Singh etc. MACP-0047-2018.
(CNR No.PBHO01-001613-2018).

Present: Shri RD Bhatia, Counsel for the claimants.
Shri Rakesh Marwaha, Counsel for respondent No.1 & 2.
Shri DS Seehra, Counsel for respondent No.3.

Written-statement by respondent No.1 & 2 filed separately and copies supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Truck Tipper bearing No.PB-08CH-6637 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable as no accident had taken with the vehicle of respondent? OPR.
- 5) Whether Gurdev Kaur died in the Motor Vehicle accident due to rash and negligent driving of Truck Tipper by the respondent No.1? OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Gurdev Kaur in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 30.10.2018. Witnesses be summoned as per application of claimants.

Dated: 3rd October, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 30.10.2018.

Purpose:

(Sandeep Kumar Singla),

MACT/Hoshiarpur.

(UID No.PB-0118).

Balwant Kumar etc Versus Baljit Singh etc. MACP-0046-2018.
(CNR No.PBHO01-001612-2018).

Present: Shri RD Bhatia, Counsel for the claimants.
Shri Rakesh Marwaha, Counsel for respondent No.1 & 2.
Shri DS Seehra, Counsel for respondent No.3.

Written-statement by respondent No.1 & 2 filed separately and copies supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Truck Tipper bearing No.PB-08CH-6637 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable as no accident had taken with the vehicle of respondent? OPR.
- 5) Whether Manjit Kaur died in the Motor Vehicle accident due to rash and negligent driving of Truck Tipper by the respondent No.1? OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Manjit Kaur in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 30.10.2018. Witnesses be summoned as per application of claimants.

Dated: 3rd October, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 30.10.2018.

Purpose:

(Sandeep Kumar Singla),

MACT/Hoshiarpur.

(UID No.PB-0118).

Mohan Lal etc Versus Baljit Singh etc. MACP-0049-2018.
(CNR No.PBHO01-001611-2018).

Present: Shri RD Bhatia, Counsel for the claimants.
Shri Rakesh Marwaha, Counsel for respondent No.1 & 2.
Shri DS Seehra, Counsel for respondent No.3.

Written-statement by respondent No.1 & 2 filed separately and copies supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Truck Tipper bearing No.PB-08CH-6637 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable as no accident had taken with the vehicle of respondent? OPR.
- 5) Whether Harbhahjan Kaur died in the Motor Vehicle accident due to rash and negligent driving of Truck Tipper by the respondent No.1? OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Harbhahjan Kaur in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 30.10.2018. Witnesses be summoned as per application of claimants.

Dated: 3rd October, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 30.10.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Saroj Devi etc Versus Rajesh Kumar etc. MACP-0096-2018.
(CNR No.PBHO01-003088-2018).

Present: Shri Amit Katoch, Counsel for the claimants.
Shri Sandeep Bhardwaj, CI for respondent No.1 & 2.
Shri Gurnam Singh, Counsel for respondent No.3.

Shri Sandeep Bhardwaj Advocate has filed power of attorney on behalf of respondent No.1 & 2 and filed written-statement. Written-statement by respondent No.3 Insurance company also filed and copies supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Truck make Tata LPT-1109 bearing registration No. JK-02AW-9405 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the claimants are not legal heirs of deceased? OPR-3.
- 5) Whether the petition is not maintainable? OPR.
- 6) Whether Jagdeep Singh died in the Motor Vehicle accident due to rash and negligent driving of Truck Tata by respondent No.1? OPP.
- 7) Whether the claimants are entitled to compensation on account of death of Jagdeep Singh in the accident, if so, to what extent and from whom? OPP.
- 8) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 26.10.2018. Witnesses be summoned as per application of claimants.

Dated: 26.9.2018.

‘Gautam Manocha, JW (SG)’

Next date: 26.10.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Darbar Nath etc Versus Rajesh Kumar etc. MACP-0075-2018.
(CNR No.PBHO01-002528-2018).

Present: Shri Surinder Mohan, Counsel for the claimants.
Shri Sandeep Bhardwaj, CI for respondent No.1 & 2.
Shri Gurnam Singh, Counsel for respondent No.3.

Written-statement by respondent No.1 & 2 as well as by respondent No.3 Insurance company filed and copies supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Truck make Tata LPT-1109 bearing registration No. JK-02AW-9405 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the claimants are not legal heirs of deceased? OPR-3.
- 5) Whether the petition is not maintainable? OPR.
- 6) Whether Baba Bhola Nath died in the Motor Vehicle accident due to rash and negligent driving of Truck Tata by respondent No.1? OPP.
- 7) Whether the claimants are entitled to compensation on account of death of Baba Bhola Nath in the accident, if so, to what extent and from whom? OPP.
- 8) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 26.10.2018. Witnesses be summoned as per application of claimants.

Dated: 26.9.2018.

‘Gautam Manocha, JW (SG)’

Next date: 26.10.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Sonia etc Versus Pawan Kumar etc. MACP-0058-2018.
(CNR No.PBHO01-001833-2018).

Present: Shri RD Bhatia, Counsel for the claimants.
Shri Mukhtiar Mohammad, CI for respondent No.1 & 2.
Shri Brij Thakur, Counsel for respondent No.3.

Written-statement by respondent No.3 Insurance company filed and
copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Audi Car bearing No.PB-08CF-0044 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether the claimants have no locus-standi or cause of action to file the present petition against respondents No.1 & 2? OPR-1&2.
- 6) Whether Surinder Kaur died in the Motor Vehicle accident due to rash and negligent driving of Audi Car by respondent No.1? OPP.
- 7) Whether the claimants are entitled to compensation on account of death of Surinder Kaur in the accident, if so, to what extent and from whom? OPP.
- 8) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 23.10.2018. Witnesses be summoned as per application of claimants.

Dated: 21.9.2018.
'Gautam Manocha, JW (SG)'
Next date: 23.10.2018.
Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Sonia etc Versus Pawan Kumar etc. MACP-0057-2018.
(CNR No.PBHO01-001828-2018).

Present: Shri RD Bhatia, Counsel for the claimants.
Shri Mukhtiar Mohammad, CI for respondent No.1 & 2.
Shri Brij Thakur, Counsel for respondent No.3.

Written-statement by respondent No.3 Insurance company filed and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Audi Car bearing No.PB-08CF-0044 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether the claimants have no locus-standi or cause of action to file the present petition against respondents No.1 & 2? OPR-1&2.
- 6) Whether Mohan Singh died in the Motor Vehicle accident due to rash and negligent driving of Audi Car by respondent No.1? OPP.
- 7) Whether the claimants are entitled to compensation on account of death of Mohan Singh in the accident, if so, to what extent and from whom? OPP.
- 8) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimants, to come up on 23.10.2018. Witnesses be summoned as per application of claimants.

Dated: 21.9.2018.

‘Gautam Manocha, JW (SG)’

Next date: 23.10.2018.

Purpose:

(Sandeep Kumar Singla),

MACT/Hoshiarpur.

(UID No.PB-0118).

Parkash Kaur Vs Pawan Kumar etc. MACP-0055-2018.
(CNR No.PBHO01-001826-2018).

Present: Shri RD Bhatia, Counsel for the claimant.
Shri Mukhtiar Mohammad, CI for respondent No.1 & 2.
Shri Brij Thakur, Counsel for respondent No.3.

Written-statement by respondent No.3 Insurance company filed and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Audi Car bearing No.PB-08CF-0044 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether the claimant has no locus-standi or cause of action to file the present petition against respondents No.1 & 2? OPR-1&2.
- 6) Whether Harjinder Singh died in the Motor Vehicle accident due to rash and negligent driving of Audi Car by respondent No.1? OPP.
- 7) Whether the claimant is entitled to compensation on account of death of Harjinder Singh in the accident, if so, to what extent and from whom? OPP.
- 8) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimant, to come up on 23.10.2018. Witnesses be summoned as per application of claimant.

Dated: 21st September, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 23.10.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Parkash Kaur Vs Pawan Kumar etc. MACP-0056-2018.
(CNR No.PBHO01-001827-2018).

Present: Shri RD Bhatia, Counsel for the claimant.
Shri Mukhtiar Mohammad, CI for respondent No.1 & 2.
Shri Brij Thakur, Counsel for respondent No.3.

Written-statement by respondent No.3 Insurance company filed and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Audi Car bearing No.PB-08CF-0044 was being driven without proper documents? OPR-3.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR-3.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether the claimant is not the legal heir of deceased Kulwinder Kaur? OPR-3.
- 6) Whether the claimant has no locus-standi or cause of action to file the present petition against respondents No.1 & 2? OPR-1&2.
- 7) Whether Kulwinder Kaur died in the Motor Vehicle accident due to rash and negligent driving of Audi Car by respondent No.1? OPP.
- 8) Whether the claimant is entitled to compensation on account of death of Kulwinder Kaur in the accident, if so, to what extent and from whom? OPP.
- 9) Relief.

No other issue arises or pressed by counsel for parties. Now for entire evidence of claimant, to come up on 23.10.2018. Witnesses be summoned as per application of claimant.

Dated: 21st September, 2018.

‘Gautam Manocha, JW (SG)’

Next date: 23.10.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Kulveer Singh etc Versus Hargobind Singh etc. MACP-0032-2018.
(CNR No.PBHO01-001006-2018).

Present: Shri BS Bhatoa, Counsel for the claimants.
Shri Naveen Jairath, Counsel for respondent No.1.

Rejoinder not filed. The respondent No.1 in his written-statement has not mentioned anything about the Insurance, which means that offending vehicle was not insured. From the pleadings of parties, following issues are framed:

- 1) Whether Paramjit Kaur died in the Motor Vehicle accident due to rash and negligent driving of Tractor trolley by Amrik Singh (since deceased)? OPP.
- 2) Whether the claimants are entitled to compensation on account of death of Paramjit Kaur in the accident, if so, to what extent and from whom? OPP.
- 3) Relief.

No other issue arises or pressed by counsel for parties.
Now for entire evidence of claimants, to come up on 22.10.2018. Witnesses be summoned as per application of claimants.

Dated: 21.9.2018.

‘Gautam Manocha, JW (SG)’

Next date: 22.10.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Gurmit Kaur etc Vs Jaswant Kumar & ors. MACP-0086-2018.
(CNR No. PBHO01-002867-2018).

Present: Shri Ripudaman Bhatia, Counsel for claimants.
Shri ML Rahanu, Counsel for respondent No.1.
Shri Brij Thakur, Counsel for respondent No.2.

Written-statement by respondent No.2 Insurance company filed
and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-2.
- 2) Whether the Car bearing No. HP-01C-1098 was being driven without proper documents? OPR-2.
- 3) Whether the claim petition is bad for non-joinder of necessary parties? OPR.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether Kuldip Singh died in the Motor Vehicle accident due to rash and negligent driving of Car Tyota Etios by respondent No.1? OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Kuldip Singh in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties.
Now for entire evidence of claimants, to come up on 4.10.2018. Witnesses be
summoned as per application of claimants.

Dated: 7.9.2018.
'Gautam Manocha JW (SG)'
Next date: 4.10.2018.
Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No. PB-0118).

Prabhjot Singh Vs Pritam Singh & ors.MACP-0039-2018.
(CNR No.PBHO01-001388-2018).

Present: Shri Ripudaman Bhatia, Counsel for claimant.
Shri ML Rahanu, Counsel for respondent No.1.
Shri SK Jhamat, Counsel for respondent No.2.
Shri BK Gupta, Counsel for respondent No.3.
Shi YS Parmar, Counsel for respondent No.4.

Written-statement by respondent No.3 Insurance company filed
and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-4.
- 2) Whether the Truck bearing No.PB-07V-7705 was being driven without proper documents? OPR-4.
- 3) Whether the respondent No.2 has no concern with the offending vehicle? OPR-2.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether the claimant suffered injuries in the Motor Vehicle accident due to rash and negligent driving of Truck by respondent No.1? OPP.
- 6) Whether the claimant is entitled to compensation on account of injuries suffered by him in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties.
Now for entire evidence of claimants, to come up on 3.10.2018. Witnesses be summoned as per application of claimants.

Dated: 5.9.2018.

‘Gautam Manocha JW (SG)’

Next date: 3.10.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Balwinder Kaur etc Vs Pritam Singh & ors. MACP-0040-2018.
(CNR No. PBHO01-001389-2018).

Present: Shri Ripudaman Bhatia, Counsel for claimant.
Shri ML Rahanu, Counsel for respondent No.1.
Shri SK Jhamat, Counsel for respondent No.2.
Shri BK Gupta, Counsel for respondent No.3.
Shi YS Parmar, Counsel for respondent No.4.

Written-statement by respondent No.3 Insurance company filed
and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-4.
- 2) Whether the Truck bearing No. PB-07V-7705 was being driven without proper documents? OPR-4.
- 3) Whether the respondent No.2 has no concern with the offending vehicle? OPR-2.
- 4) Whether the petition is not maintainable? OPR.
- 5) Whether Sonam Rattu died in the Motor Vehicle accident due to rash and negligent driving of Truck by respondent No.1? OPP.
- 6) Whether the claimants are entitled to compensation on account of death of Sonam Rattu in the accident, if so, to what extent and from whom? OPP.
- 7) Relief.

No other issue arises or pressed by counsel for parties.
Now for entire evidence of claimants, to come up on 3.10.2018. Witnesses be summoned as per application of claimants.

Dated: 5.9.2018.

‘Gautam Manocha JW (SG)’

Next date: 3.10.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No. PB-0118).

Jagdeep Singh Vs Jaspal Singh & ors.MACP-223-17.
(CNR No.PBHO01-008322-2017).

Present: Shri RS Terkiana, Counsel for the claimant.
Shri VK Prasher, Counsel for respondent No.3.
Respondent No.1 & 2 already ex-parte.

Written-statement by respondent No.3 Insurance company filed
and copy supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the respondent No.1 was not having valid driving license at the time of accident? OPR-3.
- 2) Whether the Canter bearing No.PB-32J-3838 was being driven without proper documents? OPR-3.
- 3) Whether the claimant suffered injuries in the Motor Vehicle accident due to rash and negligent driving of canter by respondent No.1? OPR.
- 4) Whether the claimant is entitled to compensation on account of injuries suffered by him in the accident, if so, to what extent and from whom? OPP.
- 5) Relief.

No other issue arises or pressed by counsel for parties.
Now for entire evidence of claimants, to come up on 18.9.2018. Witnesses be summoned as per application of claimants.

Dated: 29.8.2018.
'Gautam Manocha JW (SG)'
Next date: 18.9.2018.
Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).

Gurdev Kaur etc Vs Joginder Singh & ors.MACP-149-17.
(CNR No.PBHO01-005013-2017).

Present: Shri PS Nayyar, Counsel for the claimants.
Shri Hardeep Singh, Counsel for respondent No.2.
Shri Salil Chopra, Counsel for respondent No.3.
Respondent No.1 already ex-parte.

Written-statement by respondent No.2 filed and copy
supplied. From the pleadings of parties, following issues are framed:

- 1) Whether the petition is not maintainable in the present form? OPR.
- 2) Whether the respondent No.1 was not having valid

driving license at the time of accident? OPR-3.

- 3) Whether the offending bus was being plied without valid documents? OPR-3.
- 4) Whether Charanjit Singh died in the Motor Vehicle accident due to rash and negligent driving of Bus by respondent No.1? OPR.
- 5) Whether the claimants are entitled to compensation on account of death of Charanjit Singh, if so, to what extent and from whom? OPP.
- 6) Relief.

No other issue arises or pressed by counsel for parties.
Now for entire evidence of claimants, to come up on 27.9.2018.
Witnesses be summoned as per application of claimants.

Dated: 28.8.2018.

‘Gautam Manocha JW (SG)’

Next date: 27.9.2018.

Purpose:

(Sandeep Kumar Singla),
MACT/Hoshiarpur.
(UID No.PB-0118).