

Kumari A.H. Mulla
Represented by her M.G.F
K.H. Mulla

...Petitioner

Vs.

Shrikant. K. Gotur
And another

...Respondents

WRITTEN STATEMENT U/O. VIII RULE 1 C.P.C

Respondent No.1 submits his Written statement

Herein, the Respondent No.1 submits his Written statement as under:

- 1) The petition filed by the petitioner is false and vexatious.
- 2) The petition is not maintainable under the provisions of law and facts.
- 3) This Respondent denies all the contents of the petition except those expressly admitted.
- 4) It is false to contend that on 11-10-2012 the petitioner along with grandfather by name Husensab. Mulla while attending to marriage ceremony at Mudugall and the Petitioner and grandfather standing on the side of the road in front of Shadi Mahal at that time a Crusher Jeep bearing No: K.A. 34 MD-9944 coming from Ilkal side in rash and negligent manner and dash to the petitioner at about 16.15 Hrs, due to this accident the petitioner sustained grievous injurious i.e., fracture of 1st and 2nd Metatarsal bones, dislocation of naviontor joint crushed wound on right foot and immediately admitted to Govt., Hospital Mudugall and further treatment taken at Soraganvi Hospital Bagalkot and operated by the said doctor. It is further false to state that the petitioner incurred Rs. 1,00,000/- as a medical expenses and required Rs. 50,000/- for future treatment. It is also false to contend that, the petitioner become permanently disabled at present.
- 5) It is also false to contend that prior to the accident, the petitioner was an aged about 11 years, she was hale and healthy

Cont'd-2

no. of Corrections
1
2



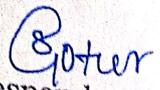
... and she was intelligent accident and also player. It is also
to be noted that the petitioner was met with the accident which
is not and leading very miserable life with full of pain and
suffering.

6. It is utterly false to contend that the alleged accident was
happened obviously due to the rash and negligent driving by the
driver of the Respondent No.1. Crusher Jeep bearing No. K.A. 34
MD-9944. The alleged accident occurred only due to negligent act of
the petitioner.

7. This Respondent No: 1 is the owner of Crusher Jeep bearing
No: K.A. 34 MD-9944. If the Hon'ble court comes to the conclusion
that the alleged accident occurred due to the rash and negligent
driving of the above said Crusher Jeep driver, this Respondent
insured with the Respondent No.2. Hence, the Respondent No.2 is
the insurer of the Respondent No.1. At the time of the accident,
insurance was valid from 09-08-2012 to 08-08-2013. The driving
license of the driver also valid at the time of accident. Hence, if the
Hon'ble court awarded any compensation to the petitioner, then
Respondent No.2 is liable to pay that compensation. Hence, the
petition against this Respondent No.1 may be dismissed.

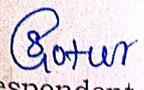
Hence, the Written Statement.

Place: Hunagund
Dated: 23-04-2015

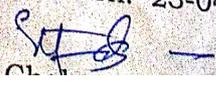

Respondent No.1

Herein I, Srikant S/o. Ningappa. Gotur, Age: years Occ
Business R/o. Ilakl Tq: Hunagund Dist : Bagalkot, do hereby state that
the contents of the written statement paras 1 to 7 are read over and
explained to me in Kannada and the same are true and correct to
the best of my knowledge, belief and information.

Place: Hunagund
Dated: 23-04-2015


Respondent No.1

Filed in the court on: 23-04-2015


(S H C...)