

**IN THE COURT OF II ADDL. DISTRICT JUDGE & III ADDL.
MOTOR ACCIDENT CLAIMS TRIBUNAL, MANGALURU, D.K.**

MVC No: 1385/2025

PW: 2

Witness present and Duly Sworn on: 04.06.2026.

Examination in chief by way of Affidavit of Petitioner:

I have filed my affidavit in lieu of examination in chief. The contents of affidavit are true and correct. I have given instructions to prepare the affidavit. It bears my signature. I now see Ex.P7-Spot mahazar, it bears my signature. I now see Ex.P8-Spot sketch, it bears my signature.

Cross examination by Sri.UKS Advocate for the Respondent No.2:

1. I have not lodged complaint with respect to accident. In my auto-rickshaw the injured was taken to hospital. I was waiting for passengers on the left side from Deralakatte to Konaje. Motorcycle was proceeding from Thokkottu towards Konaje. The road is divided by divider on the spot. Divider is 1feet height. There are no plants on the divider. Rider of the motorcycle was proceeding from Kuthar towards Natekal. There is curve on the spot. Road on the spot is downwards towards Natekal. Rider of the motorcycle hit divider and fell after divider on the other side of the road and hit the car which was coming on the other side of the road. Driver of the car was proceeding

on the other side of the road. The police have registered case against rider of the motorcycle. I do not know charge sheet was also submitted against rider of the motorcycle.

2. I have not given evidence in Criminal Court. The accident took place solely on account of negligence on the part of rider (now deceased) of the motorcycle.

Cross-examination by Sri.PKB for Respondent No.1:

No representation, hence cross examination is taken as nil.

Re-examination: Nil.

(Computerized to my dictation in the open court)

ROI & AC

II Addl District and Sessions Judge,
Mangaluru, D.K.