

29.07.2019

Pr: Sh. Arun Sharma, Ld. Counsel for the petitioners.

None for R1 & R2.

Sh. S.K. Tyagi, Ld. Counsel for Shriram GIC Ltd./R3.

It has been submitted that no objections have been filed on behalf of R4 in favour of the petitioners.

None for R5 & R6.

The record would show that R5 & R6 have not filed their WS despite lapse of statutory period, hence their defence is struck off.

Ms. Mamta Meghwal, Ld. Counsel for HDFC Ergo GIC Ltd./R7, who has filed WS. Copy supplied. Although, WS has been filed late, however in view of submissions, same be taken on record.

Heard and record perused.

On the basis of pleadings of the parties, following issues are being framed:

1. Whether on 09.08.2017 at about 2:35 am, at Gang Nehar, Ghaziabad, U.P, one truck bearing registration No. HR55-M-9899, which was being driven rashly and negligently by Raj Kumar/R1, hit Swift Dzire Car bearing registration No. DL5C-D-8011 and caused the death of Dhruv Agarwal? OPP
2. Whether petitioners are entitled to compensation, if so, to what amount and from whom? OPP
3. Relief.

Ld. Counsel for the petitioners has filed one application for summoning of the witnesses alongwith the list of witnesses.

Heard.

The said application is allowed on filing PF and on deposition of diet money.

Be put up for PE for 21.10.2019.

Petitioners are directed to give advance copy of the affidavit of witness to respondents one month prior to the next date of hearing.

Petitioners may also take steps to summon the witness, if so required, expeditiously.

(Amit Bansal)
PO MACT (NW)
ROHINI.DELHI
29.07.2019