

**IN THE TRIBUNAL OF DR. PANKAJ SHARMA, OFFICER:
MOTOR ACCIDENT CLAIMS TRIBUNAL-02 : (CENTRAL), DELHI**
MACT No. 290/2018
Rupesh Vs. Anup Kumar & Ors.

Present Petitioner with Ld. Counsel Sh. Vipin Kumar.
 Sh. M. Awasthi, Ld. Counsel for respondent no.3/Insurance
 Company.
 Sh. Chandra Bhushan Tiwari, Ld. Counsel for respondent
 no. 1. However, he is ex-parte.
 None for respondent no. 2 despite repeated calls.

An application has been moved by the claimant for getting him examined as to disability. He claims that disability occurred owing to the accident on **03.04.2017**. The application is accompanied by the format prescribed in Form J (Under Rule 18 of Motor Accident Claims Tribunal, Delhi).

As per Order No. F No. 24/Misc.Policy/Disability/DHS/NHS/1039-45 Dated 02/05/2019 issued by the Department of Health & Family Welfare 'Ram Manohar Lohiya Hospital' is earmarked for Central District for the purposes of assessment of disability. As per observations made by the Hon'ble Supreme Court of India in ***Bajaj Allianz General Insurance Company Ltd. Vs Union of India in Writ Petition (s) (Civil) No (s). 534/2020 date of order 16/11/2021, the District Medical Board has been directed to follow the guidelines issued by the Ministry of Social Justice and Empowerment, Government of India vide Gazette Notification S. No. 61, dated 05.01.2018 for issuance of disability Certificate.***

Contd....2

Accordingly, in terms of the above, the 'Medical Superintendent', RML Hospital, Delhi is directed to get the petitioner examined by a Medical Board for the purpose of ascertaining neurology / Orthopedic / permanent disability, if any, and the extent of disability. The petitioner is directed to appear before the office of M.S. RML Hospital, Delhi within 15 days.

The M.S. / Medical Board shall be at liberty to fix any other date convenient to them for the medical examination of the petitioner and send the report/disability certificate directly to this Tribunal within 15 days alongwith an attested copy of the records of medical examination carried out for the purpose of assessment of disability. A copy of the same be also provided to the petitioner.

Copy of this order alongwith original 'Form J' bearing photograph of claimant and copy of **discharge summary/MLC** be sent to the MS concerned.

Dasti be given.

Put up on **20.01.2025** for report of disability/further proceedings.

(DR. PANKAJ SHARMA)
PO MACT-02 (CENTRAL)
DELHI/18.11.2024(A)