

**IN THE COURT OF THE IV ADDL. SENIOR CIVIL
JUDGE & JMFC, DHARWAD**

M.V.C. No.857/2023

Petitioners: Asha W/o Veeresh Rampur

V/s

Respondents: Santosh Bharamappa Kambar
& others.

ISSUES

1. Whether the Petitioner proves that on 27.10.2023 he was traveling as a passenger in Tempo travel bearing No.KA.02/AD-8942 from Hospet to Kustagi and 3.30 am the driver of the above said vehicle was driving in a rash and negligent manner and dashed to the Goods lorry bearing No.KA.51/AF-7306 which was parked on the road as an endanger and obstruction other vehicles and due to that accident the petitioner has sustained injuries ?
2. Whether the respondent No.4 proves that the driver of the Goods lorry bearing No.KA.51/AF-7306 was not holding valid and effective driving license, and valid permit fitness certificate as on the date of the accident and thereby violated the policy condition ?

3. Whether the Petitioner is entitled for the Compensation as sought for ?
4. What Order or Award?

(Anand S Kariyammanavar)
IV Addl. Senior Civil Judge & AMACT
Dharwad.

Date: 28/08/2024