

**IN THE COURT OF THE SENIOR CIVIL JUDGE & MACT NO.XV  
JEWARGI**

**MVC No.1273/2022**

**PETITIONER:** Fatima W/o. Dawalsab Khanapur  
& others  
V/s.

**RESPONDENTS:** Gururaj S/o. Shivaraya Radewadagi

**I S S U E S**

1. Whether the petitioners prove that they are the only legal representatives and Dependants of deceased Dawalsab S/o. Babasab Khanapur?
2. Whether the petitioners prove that on 13.08.2022 at about 3.30 pm on Kalaburagi - Jewargi main near Hasanapur village within the within the jurisdiction of Kalaburagi Traffic-I police station in view of negligent use of Tractor bearing registration No.KA-32/TB-6141 by its driver an accident took place resulting death of Dawalsab S/o. Babasab Khanapur?
3. Whether the respondent proves that the petition is bad for non-joinder of necessary parties?
4. Whether the respondent further proves that the deceased Dawalsab/rider of motorcycle bearing No.KA-32/EU-6026 was not holding valid and effective driving license as such there was

contributory negligence on the part of  
deceased?

5. Whether the petitioners are entitled for the  
compensation? If so, how much?
6. What order or award?

Date: 28.02.2023.

**(Sandeep A. Naik)**  
Senior Civil Judge & Member MACT  
Jewargi