



2. The implants were placed with respect to humerus, distal radius and medial malleoli of which the K wire implanted to the distal radius is already removed where as the other two implants are still insitu. I have produced documents issued that the petitioner in MVC 1537/2023 used to consult me for followup treatment. It is true to suggest that every time the petitioner in MVC 1537/2023 came for follow up there was gradual information improvement in her condition.

3. Upon being questioned as to what could be the reason for mall union of the ankle and radius fractures witness states it is quite common and no specific reason can be assigned for the same. Upon being suggested that because of the implants petitioner in MVC 1537/2023 is not encountering any trouble in her day to day activities witness states though she did not complain of any issues because of the implants, but it is advisable to get the implant removed.

4. Currently the petitioner in MVC 1537/2023 is not under medication however I have advised physiotherapy and exercises. Upon being suggested that since the treatment given to the petitioner in MVC 1537/2023 is not yet complete it would be premature to assess the disability at this stage witness states that the treatment is already complete physiotherapy and exercises are advised just to see if there is any chance of improvement.

5. I have assess the disability with respect to left upper limb and right lower limb only. There are no guidelines on the basis of which I can assess the whole body disability. I have made relevant notes while

assessing the disability and have set out the details of my examination but the said papers are placed before this tribunal. I have not issued any disability certificate.

6. I was informed that the petitioner in MVC 1537/2023 is a retired lecturer and now she is doing lecturing on honorary basis. The petitioner in MVC 1537/2023 might experience slight inconvenience while discharging the duty as a lecturer due to injuries sustained in the accident. It is false to suggest that in due course and gradually the extent of disability would reduce. Witness states that the possibilities are less.

7. It is false to suggest that since I have assessed the disability to suit the convenience of the petitioner in MVC 1537/2023 and have mentioned exaggerated percentage of disability. It is false to suggest that I have assessed and fixed higher disability in gross violation of guidelines in order to support the claims of the petitioner in MVC 1537/2023 for higher compensation.

**RE-EXAMINATION – NIL**

**(Typed to my dictation in the open court)**

**R.O.I. & A.C.**

**Sd/-**

**Prl. Judge.**

**Court of SC., & MACT., Mysuru**