

IN THE COURT OF III ADDL. SENIOR CIVIL JUDGE AND
MOTOR ACCIDENT CLAIMS TRIBUNAL NO.XII,
VIJAYAPURA

M.V.C. No.447/2023

Petitioner: Nandish S/o Mahesh Mankani

- Versus -

Respondents: Yamanuri S/o Bhimanagouda Goudar
and Others

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ISSUES

- 1) Whether claimant proves that, on 04.08.2022 at 04:30 p.m on Hunagund – Nidagundi road, near MRF show room, when the claimant was traveling in an Auto bearing Chassis No.MBX0006FF1F190088 and Engine No.S2E9208297, the driver of Car bearing No.KA-28/Z-3495, who was going ahead of the auto, suddenly negligently applied the break so also the driver of the auto applied break suddenly in negligent manner due to which the auto turn turtle wherein the claimant sustained grievous injuries?
- 2) Whether respondent No.4 proves that, the owner and driver of the auto allowed to carry excess passengers and respondent No.3 has violated policy conditions, hence, company is not liable to pay compensation?
- 3) Whether claimant is entitled for compensation? If so, how much and from whom?
- 4) What order or award?

Place: Vijayapura
Date: 15.07.2024

III Addl.Sr.Civil Judge,
Vijayapura