

BEFORE THE MOTOR ACCIDENT CLAIMS TRIBUNAL, UDUPI
(SITTING AT KUNDAPURA), KUNDAPURA

Present: Sri ABDUL RAHIM HUSSAIN SHAIKH.B.Sc.,B.Ed.,L.L.B (Spl.)
Additional District Judge and Addl. MACT,
Udupi, (Sitting at Kundapura)., Kundapura.

Dated this the 20th March of 2025

M.V.C.No.248/2023

Between

Thowsif Ahammed

... Petitioner

And

1. B. Laxminarayana Bhat and Another

... Respondents

ISSUES

1. Whether the petitioner proves that on 30-03-2022 at about 8.45 p.m. while petitioner was travelling as a pillion rider in Motor Cycle bearing Reg.No.KA-20-ET-0876 from Byndoor towards Maravanthe and when the Motor Cycle reached near Ambagilu Fly over N.H.66, Uppunda Village, Byndoor Taluk, Udupi, at that time the driver of the Eicher Lorry bearing Reg.No.KA-20-AA-3944 driving the same in very high speed and rash and negligent manner from same direction and by overtaking without any indicator moved the vehicle in front of the Motor Cycle due to the said act the rider of the Motor Cycle though tried to avoid the accident due to the act of Lorry driver Motor Cycle dashed to the Lorry towards back side, due to the said impact the petitioner fell down on the road and sustained grievous injuries?

2. Whether the Respt. No.2 proves that, driver of the Eicher Lorry bearing Reg.No.KA-20-AA-3944 had no valid and effective driving license at the time of the accident?
3. Whether petitioner is entitled for compensation? If yes, what is the quantum and from whom?
4. What order or award?

Addl. District Judge & Addl. MACT,
Udupi, (Sitting at Kundapura), Kundapura.