

**BEFORE THE COURT OF SENIOR CIVIL JUDGE AND  
ADDL. MOTOR ACCIDENT CLAIMS TRIBUNAL, KUNDAPURA**

Present :- Sri Raju N., B.A., LL.B.,  
Senior Civil Judge, Kundapura and  
Member, Addl. MACT, Kundapura.

Dated this the 7<sup>th</sup> day of August, 2024

**MVC 594/2023**

Ganapahti Achar - Petitioner

-V/s-

Vasantah Poojary & another - Respondents

**ISSUES**

1. Whether the petitioner proves that, when he was travelling as pillion rider in a Motor cycle bearing Reg.No.KA-20-V-5482 on 28-09-2022 at about 17.30 hours, when he reached a place near Ananthawadi Village, Honnavara Taluk within the limits of Manki Police Station, at the same time, the rider of the said motor cycle drove the same in a rash and negligent manner so as to endanger human life and lost control over the motor cycle and came to extreme left side of the road and dashed against left side bridge wall and as a result he sustained injuries ?
2. Whether the respondent No.2 proves that the policy issued to motor cycle bearing Reg.No.KA-20-V-5482 was a "Liability Only Policy" on the date of the accident and it does not cover the risk of pillion rider and therefore, this case is liable to be dismissed against the respondent No.2 ?
3. Whether the respondent No.2 proves that name of rider wrongly shown in the investigation papers though actually the petitioner was riding the vehicle ?
4. Whether the petitioner is entitled for compensation? If so, at what quantum and from whom?
5. What Order or Award?

**(Raju N.)  
Senior Civil Judge and Member  
Addl. MACT, Kundapura.**