

MACT/289/2020

JUBAIDA
versus
MEHRUDEEN AND ANR

15.04.2021

Present:- Sh. Shekar Aggarwal, Ld. Counsel for petitioner (through video conferencing).
Sh. Nar Singh, Ld. Proxy Counsel for Insurance Company (through video conferencing).
Sh. Mahesh Kumar Dubey, Ld. Counsel for respondent no. 1 (through video conferencing).

WS on behalf of respondent Insurance Company has already been filed.

Pleadings of the parties are complete.

As per the pleadings of parties following issues are framed:-

1. Whether Respondent No. 1 was driving the offending vehicle i.e. TSR bearing no. DL 1RP 9363 on 7.06.2020 at about 3.00 PM at GT Road, Near LG Showroom, Dilshad Garden, Delhi within the jurisdiction of PS Seemapuri in a rash and negligent manner and had collided with Tata 407, as a result, the TSR turned turtle, Sh. Nadeem, who was travelling in the said TSR, sustained fatal injuries? OPP

2. Whether petitioners are entitled for compensation, if so, to what extent and from whom? OPP.

3. Relief.

No other issue arises or is pressed upon.

The claim cases bearing MACT No. 289/20, MACT No. 290/20 and 291/20 arise out of same accident. Therefore, for the purpose of inquiry, these claim cases are consolidated. Claim case bearing MACT No. 289/21 would be considered as main case and common evidence would be recorded and same shall be kept in the file of main case.

Put up for PE on 23.07.2021. List of witnesses be filed within two weeks. Evidence be led by way of affidavit with advance copy to opposite party.

(SHUCHI LALER)
PO-MACT/SHD/KKD
15.04.2021