

Examination in chief resumed on fresh oath -

11) Now disability certificate shown to me. It bears my signature. Its contents are true and correct. It is marked as Exh. U-18.

Matter is proceeded ex-parte against opp. Party no.1, hence no cross examination.

Cross Examination by Advocate S.Z. Chitte for Insurance company-

12) I have not treated applicant Jitendra Yadav. Except disability certificate, I have not filed any other document on record to show that I have medically examined applicant. It is not true that, contents of paragraph no. 2 of my affidavit is nothing but the complaints narrated by applicant. Fracture to femur generally takes one and half year for union. Fracture humerious takes one year to heal. It is not true that, when I issued disability certificate Exh. U-18 fractures were already united. Applicant sustained disability in respect of right upper limb and right lower limb. It is not true that contents of paragraph no. 4 of my affidavit are false. It is not true that I have not issued disability certificate as per the norms prescribed by Employees Compensation Act. I have not mentioned the formula or the guidelines on the basis of which I have issued disability certificate Exh. U-18. I have not mentioned bifurcation of the disabilities in the certificate. It is not true that on the basis of oral complaints narrated by applicant, I issued false disability certificate.

13) I have not taken driving test of applicant before issuing disability certificate. I have not issued unfit certificate. The cost of the surgery mentioned in the certificate is the approximate cost of the surgery in private hospital. I had no occasion to see the applicant again after issuing the disability certificate. It is not true that, I have

never examined applicant before issuing disability certificate. It is not true that in order to get maximum compensation I issued false certificate with joining hands with applicant.

Cross examination completed.

Re-examination- Nil.

R.O.A.C.

Date : 24/11/2022

Sd/-
(D.R.Dande)
Commissioner for Employees
Compensation & Judge
Third Labour Court, Mumbai.

SSA