

Through V.C.

M.A.C.P. No.122/2022,  
Exhibit No.47.

Deposition of Witness No.2 for the Claimants.

I do hereby on solemn affirmation state that -

My name : **Dr. Rahul Suryakant Shirpewar,**

Age about : 49 Years, Occu. : Private Medical Practitioner,

Residence : Sambhajinagar, Tq. and Dist. : Sambhajinagar.

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**Exam.-in-chief by Shri S.J. Deshmukh, Advocate for the claimants.**

1] I am M.B.B.S., M.S., D.N.P. in Neurosurgery. Since 2012, I am Medical Practitioner and runs “Life Multispeciality Hospital” at Sambhajinagar.

2] Injured namely Bhivaji Gawai met with an accident and was admitted in my hospital for medical treatment. The injured was admitted from 20.07.2022 and discharged on 08.09.2022. He had sustained head injury. He had also sustained fracture to his both legs. I had issued discharge card. The discharge card now shown to me is the same. It bears signature of Dr. Sushen Gadge. I know his signature. Its contents are true and correct. It is marked as **Exh.48.**

3] Injured had paid my hospital bill amounting Rs.5,45,750/-. The Final Bill now shown to me is the same. It bears signature of receptionist Pravin Ghatul. I know his signature. Its contents are true and correct. It is marked as **Exh.49.**

4] At that time, Vaishnavi Medicals was attached to my hospital. As per prescriptions, injured had purchased medicine from Vaishnavi Medicals. I used to obtain the blood for the injured

from Adarsh Blood Bank.

5] While taking discharge, the condition of injured was very serious. Due to the accidental injuries, there is possibility of his death.

**The claim petition proceeded exparte against opponent No.1.**

**Cross-exam. by Shri. D. S. Chavan, Advocate for opponent No.2:-**

6] The injured was discharged on his request against medical advise. I do not know how many days after discharge, the injured had died. Since the injured had taken discharge against medical advise, safety measures were advised to him.

7] It is true that the transaction of Vaishnavi Medical was separate. Similarly, Adarsha Blood Bank was also separate. Dr. Dhananjay Dhumal was M.D. Pathologist. As per the pathology report, hemoglobin of the injured was less. Since the injured had sustained multiple injuries, various doctors were attending the injured and they had given separate reports. No discount in bill amount was given to the injured. It is not correct to say that there are number of receipts which were not adjusted in final bill amount. It is not correct to say that since the injured was my patient, I am deposing false to assist the legal heirs of injured.

R.O.A.C.

Before me,

Dated : 24-03-2026.

**(S. D. Jagmalani)**  
Member, M.A.C.T., Buldana.

### Certificate

“I affirm that, the contents of this PDF file evidence are same word for word as per original evidence.”

Name of Steno	Shri. D.S.Ingle, Stenographer (Grade-III)
Name of Court	Member, Motor Accident Claims Tribunal, Buldana.
Date of Evidence	24-03-2026
Dictated on	24-03-2026
Checked and signed on	24-03-2026
Uploaded on	25-03-2026

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Through V.C.

M.A.C.P. No.122/2022,  
Exhibit No.50.

Deposition of Witness No.3 for the Claimants.

I do hereby on solemn affirmation state that -

My name : **Parikshit Govindrao Shirpewar,**

Age about : 34 Years, Occu. : Pharmacist,

Residence : Sambhajinagar, Tq. and Dist. : Sambhajinagar.

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**Exam.-in-chief by Shri S.J. Deshmukh, Advocate for the claimants.**

1] My qualification is D. Pharmacy. I run a medical store in the name of Vaishnavi Medical Stores since 2019.

2] Injured namely Bhivaji Gawai had purchased medicine from my shop from 20.07.2022 to 07.09.2022, total amounting to Rs.3,72,777.98/-. Accordingly, I issued the medicine bills. The 54 medicine bills now shown to me are the same. They bear my signatures. Their contents are true and correct. They are collectively marked as **Exh.51**. The summary of bills is also bear my signature. It is marked as **Exh.52**. I received said bills amount from the injured.

**The claim petition proceeded exparte against opponent No.1.**

**Cross-exam. by Shri. D. S. Chavan, Advocate for opponent No.2:-**

3] My medical shop is attached to Life Multispeciality Hospital, Sambhajinagar. My shop is proprietorship. It is true that I run the said shop in the premises of said hospital.

4] It is not correct to say that I used to pay the commission to the doctor of the said hospital. I issued the

medicine bills as per MRP. I used to submit the returns showing GST and Tax. I can produce the said record in the Court within eight days. I am not able to tell that whether hospital used to pressurize the patient to purchase the medicine from the medical shop attached to the hospital. It is not correct to say that I do not have record to adduce the evidence. It is not correct to say that I am deposing improperly.

R.O.A.C.

Before me,

Dated : 24-03-2026.

**(S. D. Jagmalani)**  
Member, M.A.C.T., Buldana.

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M.A.C.P. No.116/2021,  
Exhibit No.38.

Deposition of Witness No.3 for the Claimants.

I do hereby on solemn affirmation state that -

My name : **Dr. Sushilkumar Manikrao Shinde,**  
Age about : 40 Years, Occu. : Private Medical Practitioner,  
Residence : Chhatrapati Sambhajinagar,  
Tq. and Dist. : Chhatrapati Sambhajinagar.

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**Exam.-in-chief by Shri S.J. Deshmukh, Advocate for the claimants.**

1] I am M.B.B.S., M.S., M.C.H. in Neurosurgery. Since 2016, I am practicing as a neurosurgeon and runs “Carewell Superspeciality Hospital” at Chhatrapati Sambhajinagar.

2] On 04.08.2021, petitioner namely Siddharth Namdev More was admitted in my hospital for medical treatment. He had sustained head injury and cervical spine injury. Due to said injuries, he had sustained weakness in his hands and legs. On 12.08.2021, he was discharged from our hospital. Accordingly, discharge card was issued. The discharge card now shown to me is the same. Its contents are true and correct. It is marked as **Exh.39.**

3] Petitioner had paid my hospital bill amounting Rs.37000/-. The hospital bill now shown to me is the same. It bears signature of administrative, Shri. Rahul Ubale. I know his signature. Its contents are true and correct. It is marked as **Exh.40.**

4] I had referred the petitioner to Sahyadri Digonstic Centre for opinion.

5] As per prescriptions, injured had purchased medicine from Swami Samarth Medicals.

6] The injuries were grievous in nature. He was in need of physiotherapy in future.

**The claim petition proceeded exparte against opponent No.1.**

**Cross-exam. by Shri. D. S. Chavan, Advocate for opponent No.2:-**

7] Prior to visit my hospital, petitioner was admitted in hospital at Buldana. I had not seen MLC certificate issued by doctor of Buldana hospital. Petitioner had taken regular discharge from my hospital. While taking discharge, I had advised only physiotherapy to the petitioner.

Question : While discharging the petitioner, his condition was not serious ?

Answer : When the petitioner was in discharge condition, I discharged him.

8] My hospital has separate spine injury department. It is true that cervical cord injury can be resettled. I am giving evidence after going through the file of petitioner. I am unable to show the said file. I had given discount of Rs.5150/- to the petitioner in bill amount. It is not correct to say that I am deposing to assist the petitioner directly or indirectly.

R.O.A.C.

Before me,

Dated : 24-03-2026.

**(S. D. Jagmalani)**  
Member, M.A.C.T., Buldana.

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