

Presented by Adv. Shri C B Kore



Daily Reg. No. _____ / _____

Exh. 1/B

Date of Filing _____ / _____ / _____

M.A.C. Petition No. 291 / 2026

**IN THE COURT OF THE MEMBER, MOTOR ACCIDENT
CLAIMS TRIBUNAL, AT- KOLHAPUR**

Order
Issue notice to
opponent/s
R/o.24/08/2026

Member M.A.C.T.,
Kolhapur

1) Smt. Sushama Bhikaji Palange
Age - 45 years, Occu- Household
R/o. - Rangana Park, at Khanapur, Po
Kalnakwadi, Tal. Bhudargad, Dist. Kolhapur
2) Kum. Atharv Bhikaji Palange (represented
through Natural Guardian i.e. Applicant No. 1)
Age - 16 years, Occu- Education
R/o. - Rangana Park, at Khanapur, Po
Kalnakwadi, Tal. Bhudargad, Dist. Kolhapur
(Applicant No.2 is minor hence represented
through Natural Guardian i.e. Applicant No. 1)

Applicant/s

V/s.

1) Shri. Tushar Shantaram Patil
Age - Major, Occu - Owner
R/o. - At Post Kandal Goan, Borbet, Tal.
Radhanagari, Dis. Kolhapur- 416206

Opponents

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on this page - Nil

(Owner of Hero Splendor Plus Motorcycle No.
MH-09-GC-1446)

2) Reliance General Insurance Company Ltd.
Branch Office: 517, A/2 E, R. D. Vichare
Complex, Gemstone, Shop No. 71 to 74, near
Central S.T. Stand, Kolhapur Tal: Karveer, Dist:
Kolhapur.
Policy No. - 993792223750109671
Period of Policy - From 17/12/2022 to
16/12/2027
(Insurer of Hero Splendor Plus Motorcycle No.
MH-09-GC-1446)

(The summons may be served through the
Court by Reg. Speed Post against Opponent No.
1 and 2)

Claim for Death
for Compensation Under
Sec. 166 of M.V. Act, 2019
(Amended)
Claim of ₹ 48,24,366/-
(Rupees Forty Eight Lakh
Twenty Four Thousand Three
Hundred And Sixty Six Only).
(Claim restricted to the amount
Rs. 500000/-).

To,
The Motor Accidents Claims Tribunal,
at Kolhapur

I, the applicant Smt. Sushama Bhikaji Palange, do hereby
apply for the grant of compensation, on account of the death of my
husband, Late Bhikaji Maruti Palange, in the Motor Vehicle
Accident that occurred on 26/11/2025 The necessary
particulars in respect of the vehicle accident are given below:-

1) Name and address of the: person Deceased.	Late Bhikaji Maruti Palange R/o. - Tulashi Lawn Javal, Khanapur, Runanubandh,
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on this page - Nil - DR

		Kalnakwadi, Tal. Bhudargad, Dist. Kolhapur.
2)	Age of the person Deceased.	: 54 years.
3)	Occupation of the person Deceased.	: Self Employed
4)	Income of the person Deceased.	: Rs. 494747/- p.a.
4A)	Considering Future prospects monthly income of the person Deceased	: Rs. 4,94,747/- + 15% future prospect i.e. Rs.74212/- = Total Rs. 5,68,959/- per annum.
5)	Name and address of the employer, if any, of the person Deceased.	: Private tuition, Khanapur
6)	Place, date and time of the accident with the name of the Police station in whose jurisdiction, the accident took place or was registered.	: 1) Place: On Kolhapur to Gargoti road, near Shri. Birdev Datta Mandir, within the jurisdiction of village Khanapur, Tal. Bhudargad, Dist. Kolhapur. 2) Date: on 26-11-2025 3) Time: at about 08:15 PM 4) Police Station: Bhudargad Police Station, Bhudargad Police Station 5) Crime Registration No: 334/2025
7)	Was the person in respect of whom the compensation is claimed travelling by the vehicle involved in the accident given its starting place and destination?	: Yes, the deceased was driving Passion Pro Motorcycle No. MH-09-CF-0715 and was proceeding towards Khanapur from Shri. Birdev Datta Mandir
8)	Nature of injuries sustained to Deceased, period of treatment, expenditure incurred thereon if any. (To be supported by documentary	: A) Nature of Injuries sustained:- The deceased has sustained grievous and fatal injuries i.e. severe Head Injury and other

	evidence.) And whether the applicant has caused permanent disability or not.	injuries as per Death Summary and Cause of Death Certificate. B] Treatment Given:- Immediately after the accident the deceased was shifted to Sub District Hospital, Gargoti where he was given first aid treatment. But for better medical treatment he was shifted and admitted at City Hospital, Kolhapur. Where he was indoor patient in that hospital from 26/11/2025 to 09/12/2025. He was operated and Right FTP Craniectomy with Evacuation of Acute SDH, Intracerebral Contusions done on 28/11/2025. But due to those accidental injuries deceased succumbed to death during treatment on 09/12/2025 at about 03.04 p.m.. The Post Mortem of the deceased was conducted at CPR Hospital, Kolhapur. The concerned doctor opined the cause of death as "Complications following Head Injury in an Operated Case". Till today, the applicant has incurred more than Rs. 5,20,000/- towards Hospital charges and medical expenditure.
	9) Name & address of the: Medical Officer/Practitioner, If any, who Attended on the Deceased.	Medical Officer, 1) Sub District Hospital, Gargoti 2) City Hospital, Kolhapur 3) CPR Hospital, Kolhapur
	10) Registration No. and the type:	1] Passion Pro Motorcycle

	of vehicle involved in the accident.	No. MH-09-CF-0715 2] Hero Splendor Plus Motorcycle No. MH-09-GC-1446
11)	Relationship with the Deceased person.	Applicant no. 1 is Wife, Applicant no. 2 is Son of the deceased.
12)	Title to the property of the Deceased.	By succession
13)	Amount of compensation claimed.	₹ 48,24,366/-

PARTICULARS OF CLAIMS:-

1	4172366	For Loss of Dependency and Income.
2	520000	For Hospital & Medical Expenses.
3	48000	For Loss of Spousal Consortium to Applicant No. 1
4	48000	For Loss of Parental Consortium to Applicant No. 2
5	18000	For Loss to Estate and Expectancy of Life.
6	18000	Funeral Expenses.
	₹ 48,24,366/-	Total Amount of Compensation

14) Any other information that may be necessary and helpful in the disposal of the claim:-

D) That, on 26/11/2025 at about 08:15 p.m. the deceased **Late Bhikaji Maruti Palange** was driving Passion Pro Motorcycle No. MH-09-CF-0715 and was proceeding towards Khanapur from Shri. Birdev Datta Mandir. At that time, the deceased was driving the said Motorcycle slowly, cautiously and along with the correct side of the road. When he reached near the spot of the accident, i.e. on Kolhapur to Gargoti road, near Shri. Birdev Datta Mandir, within the jurisdiction of village Khanapur, Tal. Bhudargad, Dist. Kolhapur, at that time, offending, **Hero Splendor Plus Motorcycle No. MH-09-GC-1446** driven by driver Shri. Dattatray Lahu Patil came from Kolhapur side in a high speed, in rash and negligent manner, without observing traffic on road. Due to the high speed, the said driver could

not control his vehicle and gave a heavy dash to the deceased's Motorcycle from behind. Due to the said dash the deceased was thrown on the road and sustained grievous and fatal injuries i.e. severe Head Injury and other injuries as per Death Summary and Cause of Death Certificate.

Immediately after the accident the deceased was shifted to Sub District Hospital, Gargoti where he was given first aid treatment. But for better medical treatment he was shifted and admitted at City Hospital, Kolhapur. Where he was indoor patient in that hospital from 26/11/2025 to 09/12/2025. He was operated and Right FTP Craniectomy with Evacuation of Acute SDH, Intracerebral Contusions was done on 28/11/2025. But due to those accidental injuries deceased succumbed to death during treatment on 09/12/2025 at about 03.04 p.m.. The Post Mortem of the deceased was conducted at CPR Hospital, Kolhapur. The concerned doctor opined the cause of death as "Complications following Head Injury in an Operated Case". Till today, the applicant has incurred more than Rs. 5,20,000/- towards Hospital charges and medical expenditure.

The sole cause of the accident was due to the rash and negligent driving of the driver of offending **Hero Splendor Plus Motorcycle No. MH-09-GC-1446** i.e. Shri. Dattatray Lahu Patil. Immediately after the accident, the concerned hospital gave vardi to the respective police station. And after completing necessary procedural formalities and after the due investigation of the case, the concerned police have registered the Crime against the driver of the offending vehicle at Bhudargad Police Station, Dist. Kolhapur under C. R. No. 334/2025.

II) The deceased **Late Bhikaji Maruti Palange** was hale, healthy and strong build-up person of 54 years of age. The deceased was taking private tuitions and from that he was earning Rs. 4,94,747/- per annum as income which was stable and permanent source of Income.

The deceased was the only earning member of the family. The deceased was spending all his income towards his family. The applicants were totally dependent on the income of the deceased. Due to sudden accidental death of the deceased, applicants suffered greatest despair and loss of love and affection and loss of income. His presence at home was a great emotional security to the entire family. Due to the sudden death of deceased, applicants are totally ruined. The untimely and sudden calamity of his demise devastated the applicants and applicant No.1 has sustained loss of spousal consortium and company of her husband at her elder age and applicant No. 2 has sustained loss of parental consortium and support & companionship of his father at his very younger age. Taking into consideration the above facts of the case the amount of compensation claimed by the applicants in Para No. 13, is just and reasonable.

III) The Opponent No.1 was registered owner of **Hero Splendor Plus Motorcycle No. MH-09-GC-1446**, and the Opponent No. 2 was the Insurer of the said vehicle on the relevant day, date and time of the accident. Hence, Opponents No. 1 and 2 are jointly and severely liable to pay amount of compensation to the applicants.

The Applicants are the only legal heirs of the deceased. Hence, they are entitled to Claim the Compensation, from the Opponents.

The accident has taken place on 26/11/2025. Therefore, this petition is well within the limitation.

IV) JURISDICTION: The branch office of main contesting party i.e. insurance company Opponent No. 2 as well as residence of opponent is within the jurisdiction of this Hon'ble Tribunal. Hence, the Applicant has a right to file this claim, before this Hon'ble Tribunal.

The applicants have claimed compensation of ₹ 48,24,366/-. Since the applicants are not in the position to affix the stamp duty on the amount of ₹ 48,24,366/-. The applicants are restricting their claim

amount to Rs.500000/- and affixing the stamp duty on the amount of Rs.500000/-. If the Court comes to the conclusion that, the applicants are entitled for ₹ 48,24,366/- then the applicants will affix the stamp, on the grant amount of compensation.

V) THEREFORE, IT IS PRAYED THAT:-

- i. The applicant be awarded an amount of ₹ 48,24,366/-
(Claim restricted to the amount Rs. 500000/-) by way of compensation from the opponents.
- ii. The Applicants shall be allowed an interest @ 12% p.a. on such awarded amount from the date of the accident till its entire realization, from the Opponents.
- iii. The Applicants be awarded the cost of this Claim, from the Opponents.
- iv. Any other relief /order please be passed in favour of the present Applicants in this Application, which will be just and proper, in the Interest of Justice.
- v. The Applicants reserve their right to add, amend alter or make any changes in this Application, as and when felt necessary.
- vi. This Hon'ble Tribunal may pass such other orders if necessary in the interest of justice.

..... Hence, this application

Accompany herewith the application, Vakalatnama, address memo and copies of the application etc. solemnly affirmed at Kolhapur.

Place: Kolhapur

This day of 14 / 05 / 2026

Drafted and presented by



(Shri C B Kore)
Signature of Advocate



Signature of
(Applicant No. 1 for herself and for
Minor Applicant No. 2)

VERIFICATION

I, the Applicant, do hereby state and verify that the contents of the above referred Claim Application are true and correct to the best of my knowledge, belief and information. No claim has been filed or pending before any Court for the same accident. The contents of the above application were read and explained in Marathi to me. Hence, this verification was made today at Kolhapur. This day of

14 / 05 / 2026

Drafted and presented by



(Shri C B Kore)
Signature of Advocate



(Signature of (Applicant No. 1 for
herself and for Minor Applicant
No. 2))

AFFIDAVIT

Herein, I, the applicant No. Smt. Sushama Bhikaji Palange Age: 45 years, Occu: Household, R/o.: Rangana Park, at Khanapur, Po Kalnakwadi, Tal. Bhudargad, Dist. Kolhapur, do hereby on solemn affirmation state that, the contents mentioned in the above application in column Nos.1 to 14 are true and correct to the best of my knowledge, belief and information. The contents of this petition were read over and explained in vernacular to me. Hence, this affidavit was made today at Kolhapur.

Place: Kolhapur

Date: 14 / 05 / 2026

I know the deponent



(Shri C B Kore)
Advocate for Applicant



(Signature of Applicant No. 1)

No. of corrections
on this page - Nil

VERIFICATION

I, the applicant No. 1, do hereby state and verify that the contents in the above referred Affidavit are true and correct to the best of my knowledge, belief and information. No Claim has been filed or pending before any Court for the same accident. The contents of the above affidavit were read and explained in Marathi to me. Hence, this Verification made today at Kolhapur on this day of

14 / 05 / 2026

Drafted and presented by



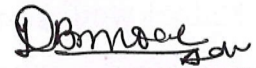
(Shri C B Kore)
Advocate for Applicant



(Signature of Applicant No. 1)

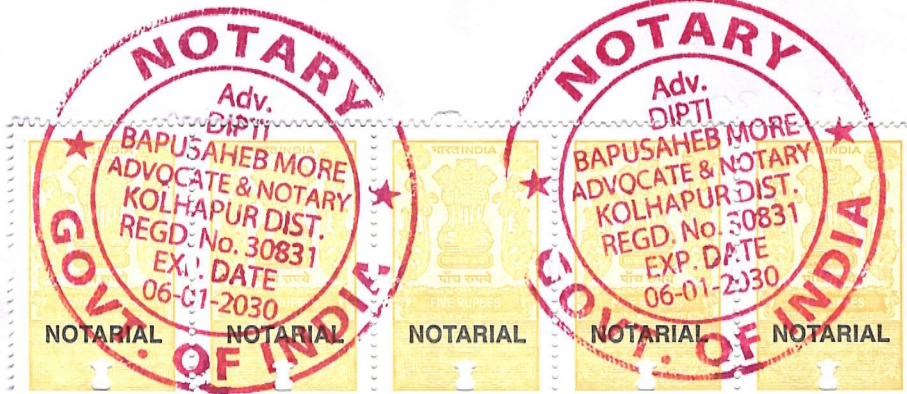
SOLEMNLY affirmed before me
by - Smt. Sushama B. W. Kaji Palange
R/O - Rangana Park, Khairapur Po. Kalankwadi
Who is identified before me Bhudargad, Kolhapur.
by - Adv. C. B. Kore
Today at Kolhapur
Whom I personally know/verified
is 14 day of 05 2026

Signed Before Me



DIPTI BAPUSAHEB MORE
Advocate & Notary
1458, E Ward, Rajarampuri 7th Lar
Kolhapur - 416 008

Notary Reg. Sr. No. 137
Date - 14/05/2026



No. of corrections
on this page - Nil

M.A.C. No.
**IN THE COURT OF MOTOR ACCIDENT CLAIMS
TRIBUNAL, KOLHAPUR AT KOLHAPUR**

Sr. No.	Applicant Photo & Signature	Applicant Name
1	 	Smt. Sushama Bhikaji Palange
2	 	Kum. Atharv Bhikaji Palange (represented through Natural Guardian i.e. Applicant No. 1)

Hence, Photo pursis
Place: Kolhapur



Shri C B Kore
Advocate for Applicant