

Resumed on fresh S.A.**Further examination-in-chief : by Shri. S.K. Patel, Adv. for claimant.**

9. Along with petition, I have filed some documents, including police papers, as follows :-

(1) True copy of printed F.I.R. (**Exh.31**), (2) True copy of spot-panchnama (**Exh.32**), (3) Copy of registration certificate of offending vehicle bearing registration No.MH-48/T-6264 (**Exh.33**), (4) Copy of Insurance certificate (**Exh.34**), (5) Copy of registration certificate of tipper bearing registration No.MH-44/7676 (**Exh.35**), (6) Copy of driving licence of offending vehicle (**Exh.36**).

Cross-examination : by Shri. A.A. Mishra, Adv. for R. No.1.

10. Absent. Hence, no cross.

Cross-examination : on behalf of respondent No.2

11. Ex-parte. Hence, no cross.

Cross-examination : by Shri. S.G. Diwan, Adv. for R. No.3.

12. It is true to say that tipper No.MH-44/7676 owned by me was insured with ICICI Lombard Insurance Co. Ltd. It is true to say that I had taken package policy for my vehicle. It is true to say that the policy was in force at the time of accident. I had not given information or intimation to my insurance company in respect of accident. I did not feel it necessary to intimate the insurer of my vehicle. I did not raise insurance claim with ICICI Lombard Insurance company.

13. It is true to say that private surveyor was called by me. I requested him to prepare estimate of the damages. It is true to say that prior to visit of surveyor the police had prepared the panchnama of the spot. The surveyor had visited the workshop and had inspected my vehicle. From the spot of accident police had taken my vehicle to police-station. I collected the vehicle from police-station and took it to workshop. After 10 to 15 days of accident, the surveyor visited the workshop. It is true to say that surveyor had given estimate prior to repair of the vehicle.

14. I could not get the vehicle repaired. I sold out the vehicle for Rs.7,20,000/-. As on today, the vehicle is not in my name. No document was executed regarding the sale of vehicle. It is not true to say that I am deposing false that there was damage of Rs.6,15,498/- of my vehicle. It is not true to say that there was no damage caused to my vehicle during an accident. It is not true to say that as there was no damage to my vehicle, intimation was not given to my insurance company. It is not true to say that after lapse of one month from the date of accident, false report was prepared and false claim petition is filed. It is not true to say that details of expenses as mentioned in the claim-petition are false.

Re-examination : Nil.

R.O. & A.C.

Date : 26.06.2025.

**(S.V. Jadhav)
District Judge-4 & Ex-officio
Member of M.A.C.T., Latur.**
