

DEPOSITION OF WITNESS NO.1 FOR PETITIONER

I do hereby state on solemn affirmation that-

My name : Harsha Rajendra Koche,
Aged : 38 years, Occ.: Nil,
R/o : Kanhan, Nagpur.

.....

Examination-in-chief of witness by Adv. Shri Mirache for Petitioner.

1] I am adducing evidence on affidavit. The affidavit now shown to me is the same. It bears my signature and contents therein are true and correct. Said affidavit is at **Exh.24**.

2] I have filed on record documents below list Exh.4. Form-AA is at **Exh.25**, FIR is at **Exh.26**, spot panchanama is at **Exh.27**, driving license is at **Exh.28**, copy of Insurance is at **Article-A**, injury report is at **Exh.29**, I have also filed on record documents below list Exh.32 and 21. death certificate is at **Exh.33**, postmortem report is at **Exh.34**.

Cross-examination by Adv. Shri Vijay Wankhede holding for Adv. Hitesh Verma for Respondent No.1.

3] It is true to say that accident occurred at 07:45 p.m. on Kanhan road. It is true to say that there was head on collision. The motorcycle Pleasure No.MH-40-AB-4523 was owned by my father-in-law. I do not know whether the insurance of motorcycle was not valid or what. I cannot tell about the same. It is not true to say that my husband was not holding driving license. I am ready to file copy of the same on record. I do not know whether my husband was carrying goods on motorcycle or what. I do not know whether my husband had not worn helmet or what. It is not true to say that accident occurred as my husband was driving vehicle at a high speed. I do not know the registration number of the offending truck. I do not know about the driving license and permit of the driver and truck.

It is true to say that three toes of left leg of my husband were injured. I did not incur any expenses in Government Hospital. Witness volunteers that her husband was not admitted in Government Hospital.

4] It is true to say that after 2021 my husband was not admitted in any hospital. After about one year of the accident my husband was able to walk. It is true to say that after one year of accident my husband was doing his personal work. It is not true to say that I had not incurred expenses of Rs.2,00,000/- on medical treatment. I have not filed any document to that effect. The date of birth of my husband was 02.12.1980. I am ready to file his birth certificate. I have not filed on record any document to show that my husband was earning Rs.10,000/- p.m.

5] We are having two acres land. Crop of wheat and rice used to take from the same. I have given our field on Theka and getting income. I have not filed on record any document to show that till death from accident my husband was bed ridden. It is not true to say that I have filed exaggerated claim.

Cross-examination for Respondent No.2.

Respondent No.2 and his counsel absent when repeatedly called. Hence cross examination Nil.

Re-examination-Nil.

R.O.A.C.

Before me.

(P. B. Naikwad)
Member, MACT-1, Nagpur.
Date: 26.08.2025

(P. B. Naikwad)
Member, MACT-1, Nagpur.
Date: 26.08.2025