

IN THE MOTOR ACCIDENT CLAIMS TRIBUNAL-1, NAGPUR.

Claim Petition No.121/2022

Rajendra Vs. The Tata AIG Gen. Ins. + 1

In view of amendment carried out, issues are re-casted.

RE-CASTED ISSUES

- (1) Do petitioners prove that, at the time of incident/accident, the driver of offending vehicle i.e. Truck bearing registration No.MH-40-CD-5544 was driving his vehicle in rash and negligent manner ?
- (2) Do petitioners prove that Rajendra Pundlikrao Koche died due to accidental injuries arising out of the use of motor vehicle i.e. Truck bearing registration No.MH-40-CD-5544 and the same was involved in it ?
- (3) Does respondent No.1 prove that accident took place due to negligence of deceased and he contributed the accident ?
- (4) Does respondent No.1 prove that there was breach of terms and conditions of insurance policy ?
- (5) Whether petition is bad for non-joinder of necessary parties ?
- (6) Whether petitioner is entitled for the compensation as claimed and from whom ?
- (7) What order and award ?

(P. B. Naikwad)
Member, MACT-1, Nagpur.
Dated : 01.04.2026