

DEPOSITION OF WITNESS NO.1 FOR PETITIONER

I do hereby state on solemn affirmation that-

My name : Arav Pappu Chaudhary,
Aged : 20 years, Occ.: Student,
R/o : Uppalwadi, Nagpur.

Examination-in-chief of witness by Adv. Smt. Snehal Vyas 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.18**.

2] I have filed on record documents below list Exh.4. Form-AA is at **Exh.19**, FIR is at **Exh.20**, spot panchanama is at **Exh.21**, copy of Insurance is at **Exh.22** (as insurance is admitted, it is exhibited). I have filed on record copy of Adhar Card. I have produced original Adhar Card before Tribunal for verification. The same is as per original. It is at **Exh.23**.

Cross-examination by Adv. Smt. Mitali Lokahande for Respondent No.1.

3] At the time of accident I was aged 16 or 17 years. At that time I was studying in 10th standard. At the time of accident we three persons were travelling on the motorcycle. Dishant was driving the motorcycle. Dishant was also aged 16 to 17 years. I do not know whether he was holding driving license or not. At the time of examination Dishant was coming to college by motorcycle. I cannot tell as to whether Dishant was not holding driving license or what. At that time I was also not holding driving license. We were proceeding by left side of the road. Truck had come from wrong side i.e. from opposite side. On the spot there was no heavy traffic. It is not true to say that while driving motorcycle we were playing mischief therefore the motorcyclist had not noticed the incoming truck hence the motorcycle gave dash to the truck. It is not true to say that there was no fault of the driver of truck.

4] Accident occurred near petrol pump. Neither we were going to petrol pump nor the truck was coming from petrol pump. I do not remember on which side of the road petrol pump was situated. I had secured 86% marks in 10th standard in the year of accident. Witness volunteers that writer was provided to him. I had sustained injury to right hand and right leg. Rod was inserted in right elbow. I had taken treatment for one month. Thereafter I had taken physiotherapy for three months. It is not true to say that whatever injuries I had sustained, the same are now healed. I am now studying in 1st Semister of B. Tech. I am going to college by van. I am not driving motorcycle. I came to court by Rapido. I am not having driving license. I was not participating in sports. It is true to say that I am carrying my day to day activities. It is not true to say that as injuries are healed, therefore I have no complaint now. I have not filed on record the hospital bills to show that I have incurred expenses of Rs.4,00,000/-. It is not true to say that due to accident there is no loss to my academic career. It is not true to say that accident occurred due to fault of my friend. It is not true to say that I have filed false and 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: 13.01.2026

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