

Witness is now shown her affidavit of examination-in-chief. She identified her signature and the contents of documents. She has also filed certified copy of FIR, Form AA, spot panchanama, inquest panchanama, postmortem report. Hence, they are exhibited. All these documents provided by police Station. Hence, they are at **Exhs. 21 to 25.** Claimants have also filed R.C. Particulars of Car bearing No. MH-31-DK-4426 and its insurance policy. They are at **Exh. 26 and 27.** Original copy of death certificate is at **Exh. 28.** Certificate of registration of deceased Baburao Shrawan Bhure with Maharashtra Council of Homeopathy is at **Exh. 29.** Aadhar card of the deceased is at **Exh. 30.** Pan card of is at **Exh. 31.** Aadhar card of claimants Nikita and Priyanka. They are at **Exh. 32/1 and 32/2.** Ration card of the family is at **Exh. 33.**

**Cross examination for Respondent No. 1- Exparte. Hence, no cross.**

**Cross examination for Respondent No. 2 by advocate Ms. Lokhande**

2. I have not witnessed the accident. After the accident, I had visited the spot of accident. A goods truck was standing on the middle of the road. There was no divider on the road. Accident occurred on Amravati Highway. The truck was standing in the middle of the road. It is not true to say that I am deposing false that truck was standing in the middle of the road.

3. Car i.e. Hyundai i10 bearing no. MH-31-DK-4426 was being driven by my brother Shubham. Said car was also registered in his name. My brother Shubham and my father and mother i.e. three persons were sitting in the car. It is not true to say that accident occurred due to sole negligence of my brother. It is not true to say that there is no negligence on the part of driver of the truck bearing No. DD-03-M-9184. It is true that police has registered offence against driver of Car i.e. my brother Shubham and driver of truck. Accident occurred in the afternoon at about 3:30 pm. My father was a Medical Practitioner. He was a Homeopathy Doctor.

4. I am a teacher. Presently working in Kidzee. I am earning Rs. 7,000/- to 8,000/- per month. I got married in 2017. My husband is the director of the School Kidzee. I have one son and one daughter. After marriage I am residing with my husband. Nikita is my elder sister. She is a medical practitioner and residing with her husband in Pawai Mumbai. She got married in 2012. Her husband is a Petroleum Engineer. I have no idea of my sister and her husband.

5. My father was filing his income tax return. We have filed copy of income tax return of my father in the year 2018 -2019. My father has having his own clinic. He was previously serving in Public Health Department of Government of Maharashtra and was receiving retirement pension. I have not filed any document to show that my father was receiving pension. It is true that we have filed only one year ITR of my father. It is not true to say that I am deposing false my father was receiving pension. My brother Shubham was a bachlor. Except we two sister and Shubham. We were not having any other sibling. It is not true to say that I was not dependent on my parents and I have no right to claim compensation. It is not true to say that there is breach of condition of policy and insurance company is not liable to pay the compensation. It is not true to say that today I am deposing false.

**Cross examination for Respondent No. 3.**

**In view of adjournment application, cross examination till next date.**

No re. ROAC

Before me.

Nagpur  
Dated : 05/04/2025

(A. H. Sayyed)  
Member, M. A. C. T-4  
Nagpur.

Dated:-9-4-25

**Cross examination for Respondent No. 3 by advocate Mr. D. M. Paranjape resumed on oath.**

6] The car in which my brother and parents were traveling registered in the name of my brother Shubham. He was also driving the car and having license to drive the car. Accident occurred because car rammed into a stationary truck parked on the road. It is true to say that present matter is filed for compensation against the owner of the truck.

7] After the death of my parents and my brother we two sisters are the only legal heirs. It is not true to say that present petition is not maintainable against Respondent No.3 and Respondent No. 3 is not liable to pay any compensation.  
(Rest is adopted).

No re. ROAC

Before me.

Nagpur  
Dated : 09/04/2025

(A. H. Sayyed)  
Member, M. A. C. T-4  
Nagpur.