

BEFORE THE MOTOR ACCIDENT CLAIMS TRIBUNAL, NAGPUR. AT NAGPUR. (Presided over R.S.Salgaonkar, Member, M.A.C.T-2, Nagpur)	
M.A.Claim Petition No.	426/22
Exh. No.	15
Ardhay	Petitioner
Versus	
Iffco Tokio	Respondent

Order as to exhibiting of documents

This is a quasi Judicial proceeding before Tribunal. The basic rules of evidence particularly, about format proof are not applicable to tribunal. Procedure and Powers of accident Claim Tribunal (MACT) are defined in 169 18 of M.V. Act, 1988 which expressly provides for summary procedure. Therefore, for identification purpose, all the documents tendered in evidence are admitted and be exhibited distinctly. Every such document will be read in evidence as this a summary procedure. Medical bills and vouchers are admitted in evidence as per the ratio is the case of **Dr.Dattatray Laxman Shinde V/s. Nana Raghunath Hire [(2011)6 All M R 646 (Bom.)]** dead by Honourable Bombay High Court. It is with rider that, disability certificate (if any) and income certificate from private enterprise (if any) shall not be read in evidence unless formal proof as to contains are given.

The documents admitted are given exhibit number as follows-

Exhibit No.	Description of document
16	Xerox copy of Form AA
17	Xerox copy of FIR
18	Xerox copy of crime detail form

19	Xerox copy of driving licence
20	Xerox copy of policy
21	Xerox copy of discharge summary
22	Xerox copy of Aadhar card of Ardhay
23	Xerox copy of Aadhar card of Anil
24	Xerox copy of pan card
25	Xerox copy of bank passbook

[Evidence of witness No.1 for the Petitioner]

On solemn affirmation I depose that

My Name – Anil Marotrao Parkhi.

Aged about - 41 Years,

Occupation- Service.,

Address- Gadchiroli.

[Examination-in-Chief by Adv. Shri.P. S. Mirache for Petitioner]-

1] My son Ardhay was injured in this accident. He sustained injuries to his face, chest and back. He was hospitalized in Ajay Mehara Hospital in Chandrapur. He has sustained grievous injuries.

**[Cross-Examination by Adv. M.A.Pradhan for Respondent No.1]
(For insurance)**

2] I was driving the vehicle which met with the accident. There was no other vehicle involved in the accident. It is true to say that, there were eight occupants in the vehicle including children. It was vehicle of my neighbor. It is not true to say that, it was hired on reward. It is not true to say that, I was drunk and therefore, I was unable to control the vehicle and that is the reason of the accident. It is true to say that, offense is registered against me. It is not true to say that, I was not holding valid licence on the date of accident.

3] It is true to say that, Ardhay go to the school. It is not

true to say that, he has recovered completely.

4] It is not true to say that, I have filed false and excessive claim.

[Exparte against N.A. No.2]

[Cross-Examination Completed].

[Re-Examination Nil]

[Read over and admitted to be correct.]

Place : Nagpur

Dated : 06/11/2025

(Ratnakar S. Salgaonkar)

Member, M.A.C.T.-2, Nagpur.