

C.P.NO. 577/2019
Basanti Vs Dipak
Exhibit : 23

DEPOSITION OF WITNESS NO. 1 FOR THE PETITIONER

I do hereby state on solemn affirmation that-

Further examination in chief by Smt S.S.Thakur, Advocate for petitioner

The affidavit now shown to me bears my signature. Contents therein are correct. It is marked as **Exh.23**. I have filed on record form comp. AA., FIR, Crime Details Form and Death Certificate of petitioner. They are respectively marked as **Exh.26 to 29**.

Cross-examination by Adv. Smt Kalpana Raut for respondent No.2.

2] I have not seen the accident. I have received information of accident on telephonic message. Petitioner was proceeded from Koradi towards Railway Station on Aactiva vehicle. I do not remember its registration number. Petitioner has not made party to the owner of Aactiva vehicle and its insurer in this claim. Aactiva vehicle was driving my maternal aunt namely Hemlata Verma. I do not know whether her driving licence is filed on record or not. I do not know whether she was holding valid driving licence or not. It is false to say that as she was not able to ride two wheeler properly therefore not possessed valid driving licence. It is false to say that due to her sole negligence and fault, said accident was occurred. It is false to say that we have not filed any case paper of hospital and treatment of the petitioner on record. It is false to say that we have not filed any bills on record. It is false to say that we have filed false documents on record. It is false to say that we have not filed any document to show that petitioner was getting income of Rs.10,000/- p.m. It is false to say that I have not filed any document to show the age of petitioner. I am getting tuition classes and getting income of Rs.17 to 18,000/-p.m. Petitioner No.2 Manish also getting income of Rs.10,000/-p.m. It is false to say that we were not dependent

on the income of petitioner. It is false to say that we have filed exaggerated and false claim petition against respondents and deposing falsely.

Cross over.

Re-examination Nil

R.O.A.C.

Date : 4.7.2024

(Sajid A. Syed)
Member
MACT No.3 Nagpur