

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.	781/2021
Exh. No.	Below Exh.40
Kalpana Harivilas	Petitioner
Versus	
The Reliance General Ins.Co.Ltd.	Respondent

[Evidence of witness No.2 for the Petitioner]

On solemn affirmation I depose that

My Name – Kalpana Harivilas Pandhurke

Aged about – 46 Years,

Occupation - Nil.,

Address - Gram Chandupura (Madhya Pradesh).

**[Examination-in-Chief by Adv.Smt.Archana Bawariya holding for
Adv.Shri.P.S.Mirache for Petitioner]-**

1] I have tendered my evidence on affidavit. Its contents are true and correct. It is at **Exh.40.**

(**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.)]** decided 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
43	Xerox copy of death certificate of Anusaya
44	Xerox copy of Aadhaar card of Petitioner No.1 (LR's)
45	Xerox copy of election card of Kalpana
46	Xerox copy of death certificate of Petitioner No.2 (Yuvraj)

[Cross-Examination by Adv.Smt.S.S.Dehadrai for Respondent No.1]-(For insurance)

2] I had two brothers Gendlal and Yuvraj. It is not true to say that, I have filed false documents to support my claim. It is not true to say that, I am deposing falsely that I am legal representative of deceased Gendlal or Anusaya or Yuvraj.

3] My marriage took place almost 30 years ago and I am staying with my husband since then. It is not true to say that, I am deposing falsely that MH/40-BJ-7032 was involved in the accident and it's driver was negligent. It is not true to say that, the accident took place due to negligence of my brother. It is not true to say that, my claim is false and excessive. It is not true to say that, I am deposing falsely.

[Cross-Examination by Adv.Shri.PS.Gabhane for Respondent No.2]-Absent when called hence no cross-examination.

[The Claim petition proceeded ex parte against Respondent No.3]

[Cross-Examination Completed].

[Re-Examination Nil]

[Read over and admitted to be correct.]

Place : Nagpur

(Ratnakar S. Salgaonkar)

Dated : 23/02/2026

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

