

<b>BEFORE THE MOTOR ACCIDENT CLAIMS TRIBUNAL, NAGPUR. AT NAGPUR.</b> (Presided over R.S.Salgaonkar, Member, M.A.C.T-2, Nagpur)	
M.A.Claim Petition No.	711/24
Exh. No.	<b>Below Exh.15</b>
Nandkishor Bondre	Petitioner
Versus	
Swapnil Tembhone + 1	Respondent

**[Evidence of witness No.1 for the Petitioner]**

**On solemn affirmation I depose that**

**My Name – Nandkishor Dnyaneshwar Bondre.**

**Aged about - 32 Years.,**

**Occupation- Driver.,**

**Address- Chipadi,Tah.Kuhi, Dist.Nagpur.**

**[Examination-in-Chief by Adv. Shri.PV.Gupta for Petitioner]-**

1] I have tendered my evidence on affidavit. Its contents are true and correct.

( **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 :-

- True copy of Form AA, **Exhibit No.19**
- True copy of FIR, **Exhibit No.20**
- True copy of Crime detail form, **Exhibit No.21**
- True copy of Insurance Policy, **Exhibit No.22**
- True copy of Injury report, **Exhibit No.23**
- Xerox copy of Discharge summary,**Exhibit No.24**
- Xerox copy of Aadhar card of Nandkishor,**Exhibit No.25**
- Xerox copy of Pan Card of Nandkishor,**Exhibit No.26**
- Xerox copy of Bank passbook of Nandkishor,**Exhibit No.27**

**[Cross-Examination by Adv.Smt.Akshata Brahmapurikar holding for Adv.Shri.S.G.Kasbekar for Respondent No.2]- (For insurance)**

2] It is not true to say that, the accident took place due to my negligence. It is not true to say that, I am deposing falsely that the injuries are caused due to accident. It is not true to say that, I am deposing falsely that, I have suffered disability. It is not true to say that, I am still in the employment of the same company and that too as a driver. It is not true to say that, my claim is false and excessive. It is not true to say that, I am deposing falsely.

**[Claim-petition proceeded ex-parte against Respondent No.1]-**

**[Cross-Examination Completed].**

**[Re-Examination Nil]**

**[Read over and admitted to be correct.]**

Place : Nagpur

Dated : 22/12/2025

(Ratnakar S. Salgaonkar)

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

