

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 Form AA, FIR, spot panchanama, General Diary Details, inquest panchanama, postmortem report. All these documents are provided by police station and certified copies. Hence, they are exhibited. They are at Exhs. 14 to 19. Claimants have also filed their aadhar cards. It is at **Exh. 20/1 to 20/4**. DAR report is also attached with the file. It is at **Exh. 21**.

Cross examination for Respondent No. 1 by advocate Mrs. Mairal.

2. Sameer and Lucky are my sons. I have not filed any document to show that they are prosecuting their studies. I have not filed copy of ration card to show that I am residing in Kargaon in Bhiwapur Tahsil, District Nagpur. My deceased husband was having one younger brother Sanjay. He is residing separately with mother Chindhabai. I have studied upto 7th standard. My husband was educated upto 8th standard. I cannot tell the date of birth of my husband but the year was 1984. I have not filed document to show the date of birth of my deceased husband.

3. It is not true to say that at the time of accident my husband was 45 years of age. Witness says that he was 39 years of age. My husband was working as mason. I have not filed any document to show the nature of his work and income derived from it. I have not also not mentioned with whom he was working as mason. I have not filed any document to show that my husband was earning Rs. 18,000/- per month. Accident occurred on 28/04/2023. My husband was on bike along with Durgesh S/o. Vinod Shende who is my nephew (Son of sister of my husband). I cannot say whether I am going to examine the witness or not. My husband was driving the motorcycle and it was owned by its friend. I have not filed documents of vehicle on record. My deceased husband was having license to drive motorcycle but same has been lost.

4. My husband was wearing a helmet. I am not an eye witness to the incident. Road is having sufficient width and two vehicles can easily pass. I have not witnessed the accident. I cannot say whether there was head on collision or not. It is not true to say that accident occurred due to negligence of my husband. I have not filed Medical Papers of Rural Hospital, Bhiwapur and I cannot assign any reason for the same. I cannot say whether Tipper driver possessing a license or not or whether vehicle was having a permit and fitness or not. It is not true to say that insurance company is not liable to pay compensation. It is not true to say that a false claim has been filed and I have making excessive and exorbitant claim.

Cross examination for Respondent No. 2- Exparte. Hence, no cross.

No re. ROAC

Before me.

Nagpur
Dated : 27/03/2025

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