

**DEPOSITION OF WITNESS NO.1 FOR PETITIONER**

I do hereby state on solemn affirmation that-

My name : Ashok Gangadharji Hajare,  
Aged : 40 years, Occ.: Mechanic,  
R/o : Dighori, Nagpur.

**Examination-in-chief of witness by Adv. Smt. Snehal Vyas for Petitioner .**

1] I am adducing evidence on affidavit. The affidavit now shown to me is the same. It bears my signature and contents therein are true and correct. Said affidavit is at **Exh.20**.

2] I have filed on record documents below list Exh.4. Form-AA is at **Exh.26**, FIR is at **Exh.27**, spot panchanama is at **Exh.28**, registration certificate is at **Exh.29**, copy of Insurance is at **Exh.30** (as insurance is admitted, it is exhibited). I have filed on record copy of Adhar Card. I have produced original Adhar Card before Tribunal for verification. The same is as per original. It is at **Exh.31**. I have filed on record documents below list Exh.25. Disability certificate is at **Article-A**, discharge card is at **Article-B**.

**Cross-examination by Adv. Shri Modak holding for Adv. Shri C.B. Pande for Respondent No.1.**

3] Accident occurred at about 08:00 to 09:00 a.m. Honda CB Shine was owned by my father-in-law. I have not filed on record my driving license. Witness volunteers that he is/was holding the same. It is true to say that the road by which I was proceeding is cement road having two lanes. There is divider in between the same. I had shown the spot of incident to police. It is true to say that the spot of incident is shown in spot panchnama in the middle of the road. The offending vehicle Bullet had come from opposite side. I noticed it while coming from a distance of 5 to 10 feet. It is not true to say that in spite of noticing the incoming vehicle, did not take my vehicle at other end to avoid collusion, therefore accident occurred. It is true to say that as the offending vehicle was at a high speed, I had no occasion to notice its number. It is not true to say that no accident occurred due to Bullet vehicle. My wife lodged report about the incident. Police had told me the registration number of offending Bullet vehicle. It is

not true to say that I deposed incorrectly that accident occurred due to Bullet No.MH-40-CS-5668.

4] I have not filed on record the document of MLC. It is not true to say that I was not aware about the offending vehicle. It is not true to say that on the say of police and to get compensation I have falsely implicated the said Bullet vehicle in the accident. I have not filed on record the documents of other hospital than Adishakti Hospital. I have submitted original discharge card in the office i.e. in company where I am working. It is not true to say that I did not incur any expenses on medical treatment as they are borne by my office/company. It is not true to say that I have falsely mentioned the expenses. It is not true to say that I had sustained minor injuries and they all are healed.

5] My date of birth is 20.11.1983. I am working with Tata Motors company. Since 2007 I am working there. Presently I am getting salary of Rs.19,700/-. It is not true to say that I am doing my routine work and my working capacity is not reduced. It is not true to say that I am able to do work as earlier. It is not true to say that I have filed false claim against the Bullet owner. It is not true to say that I have filed false and exaggerated claim.

**Cross-examination for Respondent No.2.**

Respondent No.2 and his counsel absent when repeatedly called. Hence cross examination Nil.

**Re-examination-Nil.**

R.O.A.C.

Before me.

(P. B. Naikwad)  
Member, MACT-1, Nagpur.  
Date: 13.06.2025

(P. B. Naikwad)  
Member, MACT-1, Nagpur.  
Date: 13.06.2025

**In view of order passed below Exh.34 cross-examination resumed on S.A. by Adv. Shri C.F. Bhagwani for Respondent No.2.**

6] I am doing private job. It is true to say that it is not mentioned in my petition that which private work I am doing. I have not filed on record any document to show that I am getting salary of Rs.18,000/- p.m. I have not filed on record my driving license. It is not true to say that today I have come in Court by driving motorcycle. It is true to say that I am standing without any support. It is not true to say that I have not suffered any permanent disablement.

7] It is true to say that police station Wathoda is at a distance of 10 to 15 minutes by vehicle from the spot of incident. It is true to say that on 22.10.2023 we did not lodge report with any police station. I do not know as to whether the doctor had given information about accident to police station or what. Adishakti hospital is at a distance of half an hour by vehicle from the spot of incident. I was having mobile phone at the time of accident. I had informed my cousin about the accident on mobile. I did not inform police control room immediately after the accident.

8] The motorcycle was owned by my father-in-law. The motorcycle was also insured. I have not filed the same on record. It is not true to say that I was driving motorcycle at a high speed. It is not true to say that on the place of incident the road was kaccha road. It is not true to say that our motorcycle was not running on proper side. I lodged report on the next day of accident. It is true to say that in FIR date of lodging report is mentioned as 01.11.2023. It is true to say that no name of Bullet driver is mentioned in FIR. It is not true to say that Bullet No.MH-40-CS-5668 was not involved in the said accident. It is not true to say that no Bullet vehicle had given dash to our motorcycle. It is not true to say that I had not sustained any injury. I am able to walk properly. It is true to say that I am doing routine work. It is not true to say that I have filed false affidavit. It is not true to say that to get compensation I have filed false documents. It is not true to say that I am deposing falsely.

**Re-examination-Nil.**

R.O.A.C.

(P. B. Naikwad)  
Member, MACT-1, Nagpur.  
Date: 16.08.2025

Before me.

(P. B. Naikwad)  
Member, MACT-1, Nagpur.  
Date: 16.08.2025