

<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.	1315/24
<b>Exh. No. 16</b>	
Sarika	Petitioner
Versus	
Hansa+ 1	Respondent

### 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-

Exhibit No.	Description of document
<b>20</b>	Form AA
<b>21</b>	Attested copy of FIR
<b>22</b>	Attested copy of crime detail form along with spot

	panchanama
23	Attested copy of P.M. Report
24	Attested copy of Insurance policy
25	Photo copy of driving licence
26	RC of M/s.Hansa City Bus
27	Copy of Aadhar card of petitioner No.1
28	Copy of PAN Card of petitioner No.1
29	Bank Pass book of petitioner No.1,
30	Copy of Aadhar card of petitioner No.2
31	Copy of PAN Card of petitioner No.2
32	Copy of Bank Pass book of petitioner No.2
33	Copy of Aadhar card of petitioner No.3
34	Copy of PAN Card of petitioner No.3
35	Copy of Bank Pass book of petitioner No.3
36	Copy of pass book of SBI
37	Driving licence of Shrirang Raut
38	Driving licence Dinnath Raut

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

On solemn affirmation I depose that

**My Name – Sarika wd/o. Dinkarrao @ Dinnath Raut**

**Aged about - 46 Years,**

**Occupation- Household,**

**Address-Near Chadndrabhaga Oil Mill, Juni Shukravari, Labhan  
Tanda, Hanuman Nagar, Dist.Nagpur**

**[Examination-in-Chief by Adv. Smt Suhasini Dhole for Petitioner]-**

**1]** I have tendered my evidence on affidavit. Its contents are true and correct. I have stated the date of accident as '23.08.2018'. The correct date is '04.08.2024'.

**[Cross-Examination by Adv.Shri.R.B.Bomewar for Respondent  
No.1] (For owner)**

**2]** It is true to say that, I am not eye witness to the accident. It is not true to say that, the accident is caused due to negligence of my son. It is not true to say that, the bus driver is not

negligence in this accident. Except passbook I have not produced any document to show his income. It is not true to say that, he was not in the service of PWD and not getting pension and that is the reason for which I have not produced documentary evidence about his service. It is not true to say that, I have filed false and excessive claim.

**[Cross-Examination by Adv.Shri.S.A.Modak holding for Adv.Shri.C.B.Pande for Respondent No.2] (For insurance)**

**3]** I get Rs.17,000/- as family pension. My husband used to get Rs.20,000/- as monthly pension. **[Rest of the above deposition is adopted as above].**

**[Cross-Examination Completed].**

**[Re-Examination Nil]**

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

Place : Nagpur

Dated : 10/03/2026

(Ratnakar S. Salgaonkar)

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