

M.A.C.P. no. 22/2024
Maya Pradip Sarate and others Vs. Juber Taiyab Kha and others
(CNR No. MHST010002472024)
Exh. 18

Issues

- 01) Whether the petitioners prove that on 20/10/2023 Pradip Shankar Sarate met to an accident while riding on motorcycle no. MH-11-BB-7405, which was driven by Anil Baban Mahadik, by dash given by Truck no. H.R. 74-A-6007?
- 02) Whether the petitioners further prove that said accident occurred due to negligent driving of respondent no. 1 and is the root cause for death of Pradip Shankar Sarate?
- 03) Whether respondent no. 1 and 2 prove that the death of Pradip Shankar Sarate occurred due to negligence of Anil Baban Mahadik?
- 04) Whether respondent no. 1 and 2 prove that insurance company of motorcycle no. MH-11-BB-7405 is necessary party to this petition?
If yes, whether the petition is bad for non-joinder of necessary party?
- 05) Whether respondent no. 3 proves that death of Pradip Sarate occurred due to not wearing helmet as per mandate of section 128 of the Motor vehicle Act?
- 06) Whether the petitioners are entitled to compensation from the respondents?
If yes, to what extent and from whom?
- 07) What order and decree ?

Date : 08/09/2025

(J. S. Bhatia)
Member,
M.A.C.T., Satara