

MHST010003212013



**ORDER BELOW EXH.79 IN M.A.C.P NO.65/2013
(Santosh Murlidhar Anpat Vs. Bharat Maruti Vadar & ors.)**

In the instant application, petitioners have prayed to exhibit documents produced alongwith Exh.39 and Exh.61.

02. Mr. S. N. Bhoite Ld. Counsel for the petitioners submitted that, petitioners have produced medical bill, discharge card related to the Nobal Hospital, Renuka Hospital and other bills related to the treatment on the petitioner. The respondents have not denied in cross-examination of the petitioner that, petitioner was shifted to the hospital. Hence, medical bills and other documents related to medical treatment of the petitioner be admitted in evidence.

03. Per contra Mr. R. N. Kulkarni Ld. Counsel for the respondents submitted that, those documents are private documents. It is necessary for the petitioners to examine the witnesses. Hence, he prayed to dismiss the application.

04. The evidence of the petitioner shows that, she was admitted in the hospital. It is not case of the respondent that, those medical documents are forged documents. Hence, this court think it proper to admit those documents at Exh. 39/9 to 20 in evidence.

05. The documents at Sr.No.1 of Exh.39 is true copy of

the leaving certificate. Hence, it cannot be said that, it is forged document. Hence, it is admitted in evidence.

06. Mr. Bhoite Ld. Counsel for the petitioner prayed to admit the disability identity card produced at Exh.60/1 on the ground that, it is issued by the public department. Per contra Mr. Kulkarni Ld. Counsel for respondent submitted that, on the basis of this identity card it cannot be said that petitioner sustained disability in regard to any particular organ in the accident. Hence, said certificate cannot be related to the accident.

07. The document at Exh.61/1 is issued by a public authority hence, it is admitted in evidence. However, the burden is on the petitioner to prove that he sustained injury to any particular organ of the body. Though this document is admitted in evidence the burden is on the petitioner to prove that, disability certificate is related to the injury of the accident.

08. Accordingly application is allowed. Document produced on Serial No.1 and 9 to 20 of Exh.39 and document at Exh.61/1 are admitted in evidence.

Date: 04.12.2025
Place : Satara.

(S.R.Tamboli)
Member, M.A.C.T.
Satara.