

ORDER BELOW APPLICATION (EXH.6) IN
MOTOR ACCIDENT CLAIM PETITION NO. 167 OF 2021
(CNRMHST01001651-2021)
(Shrirang Mahadev Pawar & anr. Vs. The New India
Assurance Co. Ltd.)

This is an application for compensation under No Fault Liability under Section 140 of the Motor Vehicles Act.

02. According to the applicants on 26.10.2020 at about 06.15 p.m. the deceased Shubham Shrirang Pawar was proceeding by Motor-cycle bearing No. MH-12 ND 5418 by Satara-Yavateshwar road. When the motor-cycle came at village Yavateshwar, met with an accident with vehicle Toyota Innova Car bearing No. MH 14 BR 8191 belonging to respondent No.1 and insured with respondent No.2. In the said accident Shubham Shrirang Pawar sustained severe injuries and succumbed to the injuries. Hence, the applicants prayed for compensation under Section 166 of the Motor Vehicles Act. By the present application, they seek compensation of Rs. 50,000/- on the ground of No Fault Liability.

03. Respondents failed to file their say.

04. Perusal of copies of first information report, panchnama of place of incident, inquest panchanama, Post Mortem notes, verified copy of R.C. Book of vehicle and insurance policy of the vehicle, it is prima facie seen that Shubham Shrirang Pawar has met with an accident with vehicle Sumo bearing No. MH 14 BR 8191 and in the said accident he

Order below Exh.6.

(2)

MACP No.167/2021

succumbed to injuries. In the circumstances, the applicants deserve for the compensation of Rs. 50,000/- on the ground of No Fault Liability under Section 144 of the Motor Vehicles Act. Accordingly, I pass following order :

ORDER

01. The respondents jointly and severally do pay Rs.50,000/- (Rs. Fifty Thousand) to the applicants towards compensation under No Fault Liability with interest at the rate of 7.5 % per annum from the date of application till payment.

Satara

Date : 18th June 2022

(S.G. Nandimath)
Member, M.A.C.T., Satara