

M.A.C.P NO.460/2023

Exh.23

The contents in evidence affidavit are now read over to the claimant. He has admitted the contents as true and correct. Hence, it is read and recorded.

**Opponent No.1 and Advocate absent though called repeatedly. Hence, no cross order is passed against the opponent No.1.**

**Cross-examination by and on behalf of opponent No.2 by Adv. Shri. Phadtare**

10. I was holding driving licence at the time of accident. I have not produced my driving licence on record. It is not true to say that I am deposing falsely that I was holding driving licence at the time of accident.

11. The road at the spot of accident was straight. Honda City car bearing No. MH-43-AR-7882 was in a stationary position. It is not true to say that I myself dashed against stationary Honda City car. It is not true to say that accident took place due to my negligence and driver of Honda City car was not negligent in the said accident. It is not true to say that I filed false F.I.R. against driver of Honda City car. It is true to say that I was not admitted in any hospital after discharged on 25/02/2023 from Vatsalya Nursing Home. It is not true to say that I am deposing falsely about taking OPD treatment. It is not true to say that I am deposing falsely that I incurred an amount of Rs.1,00,000/- towards hospitalization and medical expenses and requires future amount for medical treatment. It is not true to say that I have submitted false medical bills not related to the accident.

12. I have not produced birth certificate or school leaving certificate to show my age. It is not true to say that I have not deliberately produced any document showing my age as I was 37 years old at the time of accident. At present I am not doing any work and not earning anything. I have not proceeded any business related and income related documents on record. It is not true to say that I am deposing falsely that I was self employed as Engineer on Poklan machine and was earning Rs.1,00,000/- per month.

13. I went to Kokilaben and Vatsalya Hospital for getting disability certificate but both hospitals refused to give. It is not true to say that both hospitals refused to give disability certificate as I am totally recovered. Before issuing disability certificate, concern doctor took fresh x-rays. I have not produced those x-rays on record. It is not true to say that I have no any disability and false disability certificate is issued without examining me. It is not true to say that there is no effect on my work and income due to accidental injuries. It is not true to say that contents in my evidence affidavit are false. It is not true to say that I am deposing falsely to get compensation. It is not true to say that there is no negligence of Honda City car driver and therefore, insurer is not liable to pay compensation amount.

Cross examination is over.  
No re-examination.

R.O.A.C.

Thane  
Date : 08/07/2025

Sd/-  
(R. V. Mohite)  
Member, M.A.C.T. Thane.