

Further examination in chief by Adv. Shri. Prashant Patil

12. While riding the motorcycle, a trailer gave a dash therefore, I received several injuries. Report was lodged in respect of this accident at Uran Police Station. I received the documents in respect of the accident from the said police station. Those documents are FIR, statement of witness Chandrakant Koli, insurance policy, driving license of a driver giving a dash, arrest warrant. Those are at **Exh.31, 32, 33, 34 and 35** respectively.

13. Initially I was admitted to Mahatma Gandhi Mission Hospital, situated at Kamothe on the day of accident. Thereafter, I was transferred to Apex Hospital, Andheri. Mahatma Gandhi Mission Hospital had issued the transfer summary/letter. A document from the record now shown to me is the said transfer letter. It is at **Exh.36**.

14. I was admitted to Apex Hospital on 29.05.2018 and was discharged on 11.07.2018. I was treated there. The said hospital had issued a discharge card. A document from the record now shown to me is the said discharge card. It is at **Exh.37**.

Cross examination for respondent No.1

15. No cross as Ex-parte.

Cross-examination for respondent No.2 by Adv. Shri. A. K. Tiwari

16. I was having the driving license, but it is lost during my accident. I did not lodge a report in respect of losing a driving license. I did not intimate to the RTO in respect of losing the license. It is not true to suggest that I had no driving license at all

to drive the motorcycle. I did not see the trailer before my accident. I unable to tell width of the road at the place of accident. Width of the road at the said place was around 15 feet. The width of the road was enough to pass two four-wheelers at a time. I do not remember the place/point of the road, where my vehicle was at the time of accident. I sustained injury to my face and right forehead. Except these injuries, no other injuries were caused. It is not true to suggest that I had not wore the helmet. It is not true to suggest that I was not attentive. It is not true to suggest that because of my fault, accident took place. It is not true to suggest that accident did not take place because of the mistake on the part of the trailer. It is true that my maternal uncle Mehmuddin Mohd. Idris Khan had not witness the accident. It is not true to suggest that my maternal uncle gave the false information about the occurrence of the accident.

17. It is true that I was unconscious and therefore, I am unable to tell what treatment was given to me. It is not true to suggest that I falsely deposed that more than Rs.1,00,000/- was spent on medical treatment.

18. It is not true to suggest that I was serving with the KGN Traders. Witness volunteers that I was serving with the said KGN Traders as Hamal. It is not true to suggest that I was not earning the amount of Rs.15,000/-. I am still associated with KGN Traders. Witness volunteers that I do not work there, but KGN Traders provides me the food. Owner of KGN Traders is my maternal uncle. It is not true to suggest that I deposed falsely that I cannot do any work for the purpose of getting more compensation.

19. It is true that Dr. Mihir Rananavare is not the Neurosurgeon. Dr. Mihir Rananavare had not taken my X-ray or the City-scan. I had not gone either to Mahatma Gandhi Mission Hospital or Apex Hospital for getting disability certificate.

20. It is not true to suggest that I never met to Dr. Mihir Rananavare. His hospital/clinic is situated at Kurla. It is not true to suggest that I deposed falsely that he issued disability certificate. It is not true to suggest that I deposed falsely that I received 79% disability. It is not true to suggest that I deposed falsely that because of the accident, my efficiency of working capacity has been affected. It is not true to suggest that I deposed falsely that I required to spent more that Rs.50,000/- on conveyance and Rs.50,000/- on special diet. It is not true to suggest that I filed false evidence on affidavit.

No Re-exam.
R.O.A.C.

Before me,

Sd/-

(K. P. Shrikhande)

Date : 08.08.2025

Extra Jt. District Judge & Addl. Sessions
Judge as Member, M.A.C.T., Thane.