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MACT No.

Mohd. Islamuddin Ansari Vs Nishant Nagar & Ors

FIR No. 253/25

PS Sangam Vihar

&

Misc DJ No. 262/25 (FAR)

MOHD ISLAMUDDIN ANSARI Vs. UNKNOWN

22.11.2025

Fresh DAR filed by the IO. Let it be checked and registered.

Present: IO SI Rajak in person.
Sh. Sagar Tanwar, Ld. counsel for the injured Md. Islamuddin alongwith injured in person.
Respondent no. 1 Nishant Nagar (Driver) in person who also appears on behalf of the Respondent no. 2 Prashant Nagar (Owner).
Sh. Vivek Jaiswal, Ld. counsel for the respondent no. 3 insurance company (joined through VC).

The vakalatnama of Sh. Sagar Tanwar, Ld. counsel for the injured/petitioner is on record in the Misc DJ No. 262/2025 pertaining to the application seeking status report pertaining to the DAR.

An explanation regarding delay in filing FAR has been furnished by the IO wherein inter-alia it is stated that the FAR was duly prepared in time and entered in the daily court dispatch register of the police station as per routine practice, the same is handed over to the Naib Court for onward delivery to the concerned court, but due to an inadvertent laps the FAR could not reach the court on time. Perused the explanation. The IO is directed to be careful in future.

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The SHO PS Sangam Vihar is directed to ensure the timely filing of FAR and proper record of the FARs sent to the court should be maintained so that such an incident is not repeated. A copy of this order be sent to the SHO PS Sangam Vihar for compliance and report be called from the SHO PS Sangam Vihar for the next date of hearing regarding steps taken in regard to this direction.

Be that as it may, as the DAR has been filed today therefore, the relief sought by way of the application seeking status report stands satisfied and the application is disposed of. The MISC DJ No. 262/2025 be attached to the present DAR file.

There is delay in filing the DAR. The IO is directed to furnish the written explanation duly forwarded by the SHO concerned in this regard on the next date of hearing.

Copies of the DAR have been supplied to the parties present.

Ld. counsel for the insurance company submits that he shall also take the copy by Monday (24.11.2025).

In view of Articles 21 & 22 of the Procedure for Investigation of Motor Vehicle Accidents (See Rule 150A), Central Motor Vehicles (fifth Amendment) Rules 2022, the DAR is treated as claim petition u/s 166, Motor Vehicles Act 1988.

As the DAR has been treated as a claim petition u/s 166 (4) and section 140 of the MV Act therefore petitioner is directed to file a memo of parties on the NDOH reflecting himself as petitioner and with full details of the respondents of the present case.

Since the insurance company has put in its appearance today, it is directed to examine DAR and file an appropriate response in the

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prescribed Form in terms of the Articles 26 & 31 of Procedure for Investigation of Motor Vehicle Accidents (See Rule 150A), Central Motor Vehicles (fifth Amendment) Rules, 2022 in this Tribunal within 30 days with advance copy to the petitioner. R-2/ Insurance Company shall also furnish its complete bank details in the WS. In case of default/delay in filing of the said response, appropriate costs shall be imposed upon the insurance company.

The Driver and Owner are directed to file their WS within 30 days from today with advance copy to the opposite party.

The petitioner may file statement of facts in the prescribed Form G. Delhi MACT Rules, 2008 within next 14 working days from today with advance copy to opposite party.

The petitioner is directed to open a bank account in nationalized bank near his place of residence and to place on record the photocopy of his passbook, adhar card and pan card on the NDOH. The concerned bank is also directed not to issue any cheque book or debit card and to make an endorsement in this regard on the passbook of the petitioner itself. A copy of this order be given dasti to the petitioner to submit the same before the concerned bank.

Put up for appearance of respondent no. 2 Owner, filing of WS by the respondents / completion of pleadings, exploring the possibility of settlement, if any, else framing of issues on **26.02.2026**.

(Anjani Mahajan)
Presiding Officer, MACT, SD,
New Delhi/22.11.2025