

MACC-18/2023
(CNR WBEM-01-0062-2023)

Present : Sri Shib Shankar Ghosh, JO Code No WBJO -00872 , Motor Accident Claim Tribunal Fast Track 1st Court, Tamluk .

Order No. 16

Dated 18.08.25

Today is fixed for hearing of the petition dt. 04/09/2024.

Hajira for claimants is filed.

Hajira for O. P. No. 2/insurance company is also filed.

Record is taken up for hearing of the petition scheduled for hearing this day.

Before commencement of hearing it is submitted by ld. Lawyer for insurance company that his client does not want to press the petition for hearing and seeks permission of tribunal to make an endorsement to that effect on the petition. As permission is granted, ld. Lawyer for insurance company endorses on the petition 'not pressed'. The petition thus being not pressed is rejected.

As opposite party No. 1/owner is not contesting the case, same would proceed exparte against him.

Record is now taken up for framing of issues.

Heard ld. Lawyers for claimants and insurance company. Perused the claim petition and written statement. Considered. Issues are framed in separate sheet. Let the same be kept in the record.

Next date is fixed on **02.12.25** for evidence.

D/C

sd/-
ADJ, FTC-I, Tamluk
cum MACT, Tamluk,
Purba Medinipur,
JO-WB872

**MACC-18/2023
(CNR WBEM-01-0062-2023)**

DATE :- 18/08/2025

ISSUES

1. Is the claim case maintainable in its present form and law ?
2. Did Biswajit Ojha die in road traffic accident as narrated in the claim petition ?
3. Was the vehicle bearing registration No. JH-01DD-2977 (Maruti Ignis) was involved in said accident ?
4. Did the said accident occur due to rash and negligent driving of the vehicle bearing registration No. JH-01DD-2977 (Maruti Ignis) by it's driver ?
5. Was the vehicle bearing registration No. JH-01DD-2977 (Maruti Ignis) covered during the above relevant period by an Insurance policy issued by insurance company ?
6. Are the O.Ps liable to pay compensation for the death of Biswajit Ojha ?
7. To what other relief or reliefs, if any, petitioners are entitled ?

ADJ, FTC-I, Tamluk
cum MACT, Tamluk,
Purba Medinipur,
JO-WB872