

**MAC 04 of 2018
(CIS 526/2017)**

Order No. 40
Date:-08.07.2025

Today is fixed for evidence of further OPW.

Both parties file Advocate's haziras.

O.P. (Ins. Co.) files a petition with a prayer to issue warrant of arrest against the summoned witness i.e. the owner of the vehicle no. WB41A 6142, on the ground that the summons has been sent to the OP (Owner) but he refused to accept the same. As such warrant be issued against him.

Heard. Perused the record.

On perusal of the record it appears that the summon was sent to the OP no. 1 (OWNER) but he refused to accept the same. As OP no. 1 is the owner of the offending vehicle who is calling up to adduce evidence in the present case.

Considering the nature of the case as it is found that only once summon was served upon the OP no. 1 (owner) to adduce his evidence as a witness, in the circumstances, prayer for issuance of warrant is considered and rejected.

OP (Ins. Co.) is directed to issue fresh summons upon the OP no. 1 (owner).

To 04.09.2025 for evidence of further OPW.

Summons be filed in the meantime.

D/C by me

ADJ

Judge, MAC Tribunal
2nd Court, Burdwan