

**In the Motor Accident Claim Tribunal, Court of Additional District Judge, 4th Court, Tamluk,
Purba Medinipur
MAC Case no. 739 of 2023**

CNR No. WBEM 0100 5070 2023

Order no. 14 dated 06.08.2026

Today is fixed for hearing of the petitions dated 05.06.2026.

Claimant files hazira through learned advocate.

O.P. No. 2 (Insurance Co.) also files hazira through learned advocate.

The petition for vacating the order of ex parte against the O.P. No. 2 is taken up for hearing.

Heard Ld. Advocates for the both sides.

Perused the petition.

Let the show cause be accepted.

Heard. Considered and prayer is **allowed subject to payment of costs of Rs. 2000/- payable to claimant.**

The written statement, filed by the O.P. No. 2 (Insurance Co.) will accepted after payment of Costs.

No SR or A/d is received in respect of O.P. No. 1.

On perusal of the case record, it reveals that the Accident Information in form no. 54 in connection to Moyna PS case no. 369 of 2023 dated 02.11.2023 is not lying with the case record and the said P.S. has not complied with the provision of section 158(6) of Motor Vehicle Act by submitting Accident Information Report in form no. 54.

In view of the direction of Hon'ble Supreme Court in **Gohar Mohammad V Uttar Pradesh State Road Transport Corporation and Others** [Civil Appeal no. 9322 of 2022], the Director General of Police of all States were instructed to pass necessary directions for complying the provision of section 158(6) of Motor Vehicle Act and to submit Accident Information Report in form no. 54 accompanied with copies of FIR, site sketch map, photographs, Insurance Policy to the Jurisdictional MACT within thirty(30) days of registration of the FIR. From the petition of the claimant it appears that the FIR was registered on 02.11.2023 as Moyna P.S. case No. 369/2023 but till date no such Accident Information Report in form no. 54 is submitted by Officer-in-Charge of Moyna PS, so far the case record is concerned.

The Officer-in-Charge of Moyna PS is directed to show cause as to why he did not comply the directiojn of Hon'ble Supreme Court referred above within seven(7) days of this order.

The copy of this order sheet be sent to the Office-in-Charge of Moyna PS immediately for his compliance with a copy to Superintendent of Police, Purba Medinipur for his information.

To **25.11.2026** for SR & A/d in respect of O.P. No. 1, hearing of petition under section 170 of M.V. Act, payment of costs of Rs. 2000/- by O.P. No. 2 Insurance Co and acceptance of written statement.

Claimants are directed to take steps upon O.P. No. 1 through both ways in the meantime.

Let a copy of this order be sent to Insurance company for information.

Let a copy of order be also sent to O.C. Moyna for information and taking necessary action.

Dictated & Corrected by me,

Sd/-
Judge, M.A.C. Tribunal,
Addl. District Judge,
4th Court, Tamluk.
(JO WB00863)

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