

**IN THE COURT OF THE ADDITIONAL DISTRICT & SESSIONS JUDGE,  
FAST TRACK 1<sup>ST</sup> COURT, ALIPURDUAR.**

**MACC -36/21**

**CIS – 36/21**

Order

07.04.22

Petitioner files hazira.

Petitions dated 22.03.2021 are taken up for hearing.

Heard, perused and considered.

It was contended by the petitioners in one application U/S. 331(2) of M.V. Act that due to financial crisis the petitioners were unable to file the court fees at the time of filing the instant case, but they undertake to file the court fees on a subsequent dates.

The prayer of the petitioners being formal and innocuous, I am inclined to allow the same.

By filing another application U/S. 158(6) M.V. Act. it was contended by the petitioners that Madarihat P.S. did not produce the accident information report in Form No. 54 accompanied by the attested copies of the related documents of the offending vehicle bearing No. NL-01-K-9007 along with P.M. Report of Bilukan Minj which was seized in connection with Madarihat P.S. case No. 5/2021, dated 05.01.2021 in compliance with the provision of Section 158(6) and Section 166(4) of the M.V. Act.

It appears that the instant application is bonafide having same merit and accordingly, I am inclined to allow the same.

Hence, it is,

**Ordered**

that both the application dated 22.03.2021 U/S. 331(2) of M.V. Act and U/S. 158(6) M.V. Act. as filed by the petitioner/claimant is hereby considered and allowed.

Consequently, the petitioner is hereby directed to file court fees before pronouncement of judgment of the case.

Officer-in-Charge, Madarihat P.S. is directed to submit the accident information report in Form No. 54 of Central Motor vehicle Rules 1989 accompanied by the attested copies of related documents of the offending vehicle bearing No. NL-01-K-9007 along with P.M. Report of Bilukan Minj which was seized in connection with Madarihat P.S. case No. 5/2021, dated 05.01.2021 in compliance with the provision of Section 158(6) and Section 166(4) of the M.V. Act. positively by 20.06.2022.

Inform Inspector-in-Charge, Alipurduar P.S. by sending a copy of this order for strict compliance.

Requisites has been filed. Issue the same at once.

Fix on 20.06.2022 for S.R. and report.

Dictated & Corrected by me.

Addl. Dist. & Sessions Judge,  
FTC-I, Alipurduar,

Addl. Dist.& Sessions Judge,  
FTC-I, Alipurduar,  
J.O. Code/ WB00780

Forwarded to,

O/C. Madarihat PS., for Compliance.

