

CNR No: PBSA010116272025

Nirmal Kaur and others Vs Avtar Singh and others MACP-362-2025

Present: Sh. Arvind Gupta, Advocate, counsel for the claimants.
Sh. Parunjeet Singh, Advocate, counsel for respondent No.1 and 2.
Sh. Madan Lal Chaudhary, Advocate, counsel for respondent No.3.

Reply to the application under Section 170 of MV Act has not been filed.

Written statement on behalf of respondent No.1 has not been filed. Perusal of the file reveals that ld. counsel for the respondent No.1 has already availed 4 effective opportunities for filing written statement on behalf of respondent No.1. Ld. counsel for respondent No.1 has again sought an adjournment for filing written statement. Finding no justification to grant any other adjournment for filing of written statement, the same is declined. It appears that the respondent No.1 is not willing to contest the matter. **As such, the defence of respondent No.1 is hereby ordered to be struck off.**

No rejoinder is intended to be filed by the learned counsel for claimants. Heard. From the pleadings of the parties and the documents, following issues are framed:-

1. Whether Avtar Singh son of Gurbakhsh Singh had died on account of injuries sustained by him in a motor vehicular accident which took place on 24.10.2025 at about 4:00 P.M. Near Jodhewal Bridge Ludhiana, due to rash and negligent

driving of offending Vehicle bearing registration No. PB-10-JQ-5461, by respondent No.1? OPP

2. If issue No.1 is proved, whether the claimants are entitled to the compensation, if so, to what extent and from whom?
OPP
3. Whether the claim petition is maintainable?OPP
4. Whether the respondent No.1 was not holding valid and effective driving license at the time of accident, if so, its effect?OPR-3
5. Whether the Insured of the Offending Vehicle was not having valid and effective registration certificate, and has violated the terms and conditions of insurance policy, if so, its effect?OPR-3
6. Whether the claim petition is bad for non-joinder and mis-joinder of necessary parties? OPR3
7. Relief

No other issue is pressed or claimed. Case is adjourned to 02.07.2026 for evidence on behalf of claimant. List of witness, diet money, if any be furnished within seven days from today.

Also to come up for filing reply to the application under Section 170 of MV Act for the date fixed.

Manoj Kumar
Stenographer Grade-II

(Atul Kasana)
MACT, SAS Nagar
07.05.2026
UID No.PB0085