

**HIGH COURT OF CHHATTISGARH AT BILASPUR****WP227 No. 503 of 2025****SARJU KUMAR SAHU *versus* MINOR VEDANSHI PATEL****Order Sheet**

31/01/2026	Mr. Roshan Singh Lamba, learned counsel for the petitioner. Mr. Abhinav Tiwari, learned counsel holding brief of Mr. Ashish Gupta, learned counsel for respondent Nos. 1 to 3. Learned counsel for the petitioner submits that in this writ petition the petitioner is the driver and owner of the offending vehicle Trailer bearing registration No. CG07-BJ/0893. On 27.05.2023, the deceased namely-Toresh Patel alongwith his wife driving a Activa bearing registration CG-13A/7293 and dashed the offending vehicle from behind. A claim application under Section 166 of the Motor Vehicles Act, 1966 was filed in which the petitioner was only arrayed as respondent. From perusal of the claim application it is apparent that the deceased was driving the Activa and dashed the offending vehicle from behind, thus the insurance company of the Activa Scooter is necessary party. For arraying the non-applicant, insurance company of



Activa, an application under order 1 Rule 10(1) of CPC was filed by the petitioner before the learned Claims Tribunal which was rejected by the impugned order.

Unfortunately no details with regard to address of the Insurance Company of Activa for issuance of notice is available on record.

Learned counsel for the petitioner seeks some time in the matter.

As prayed, post this matter after a week.

Sd/-
(Sachin Singh Rajput)
Judge