

**HIGH COURT OF CHHATTISGARH AT BILASPUR****MAC No. 1679 of 2024****MAKSUD ALAM versus MOHAMMAD JAVED KHAN****Order Sheet**

29/08/2024	Mr. Shakti Raj Sinha, counsel for the appellants. Heard on admission. Learned counsel for the appellants submits that earlier, a claim petition was filed under Section 163 of Motor Vehicles Act which was dismissed and the same was affirmed by this Court (vide order dated 31.01.2024 passed in MAC No.1454/2017) as the appellants are not eligible to receive compensation on the ground that they do not fall within the ambit of structured formula basis and the income of the appellants is on higher side i.e. to the limit of Rs.40,000/-. In view of the aforesaid liberty granted by this Court, the appellants/claimants preferred a Claim Case under

<i>Priyanka</i>	Section 166 of the Motor Vehicles Act, in which the respondents moved an application for dismissal of the Claim Case. However, the concerned Tribunal after hearing the parties dismissed the Claim Case of the appellants on the ground that the same is not maintainable. The appeal being arguable, is admitted for hearing. Issue notice to the respondents on payment of PF through ordinary as well as registered mode as per rules. Call for the record of the concerned Tribunal and post the matter in the month of October, 2024. Sd/- (Deepak Kumar Tiwari) Judge
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