

MACApp. 37/2017
BEFORE
HON'BLE MR. JUSTICE KALYAN RAI SURANA

Heard Mr. S. Dutta, learned senior counsel for the appellant.

By this appeal u/s 173 of the Motor Vehicle Act, the appellant has challenged the judgment and award dated 24.10.16 passed by the learned Member, MACT, No.3, Kamrup (M), Guwahati in MAC Case No.1136/06.

Mr. Dutta submits that this is a case of injury and as the offence vehicle did not have a valid insurance, owner of the vehicle has been inflicted with the award. He states that amongst others, it is an appeal only on the ground that although the respondent No.1 had received medical treatment for about 17 days, his loss of income was assessed in respect of 5 months.

The appeal is admitted for hearing.

Call for the LCR.

Issue notice returnable in 6 weeks.

Learned counsel for the appellant submits that the name of respondent No.2 may be struck off. The said prayer is allowed at the risk of the appellant. Office shall delete the name of respondent No.2 from the array of respondents. The appellant shall take steps for service of notice upon the remaining respondents by usual process as well as by registered post with A/D card. Steps be taken by 2 days.
List after 6 (six) weeks.