

01-2018-MACP

CNR No.PBKP01-000172-2018-Ajaib Singh Vs. Karamjit Singh

Present: Sh.VK Sharma, Adv., counsel for the claimant.
Ms.Harpreet Kaur, Adv., counsel for the respondent
Nos.1 & 2.
Sh.Nitin Sharma, Adv., counsel for the respondent No.3.

Rejoined to the written reply filed by respondent No. 1, 2 and 3 has been filed. Copy of the same supplied. The parties were apprised to settle the dispute while adopting the “**Alternative dispute redressal system**” (ADRS), however, they have stated that there are no chance for settlement at this stage.

On the pleadings of the parties, the following issues are framed:-

1. *Whether Ajaib Singh got injuries in a Motor Vehicles Accident which took place on 7.4.2017 with vehicle bearing registration no.PB-10-BP-5613, being driven by respondent no.1 Karamjit Singh in rash and negligent manner? OPA*
2. *Whether the offending vehicle was not insured at the time of alleged accident?OPR-2*
3. *Whether respondent no.1 Karamjit Singh was not having a valid and effective driving license at the time of the accident ? OPR-2*
4. *Whether the said accident has taken place due to sheer negligence of driving scootry Hero Maestro bearing registration No.HP-23C-6294 by the claimant ? OPR-2*
5. *Whether the claim petition is bad for non-joinder of necessary parties ? OPR-2*
6. *Whether the offending vehicle was not under the control and possession of the insured at the time of accident ? OPR-2*

7. *Whether offending vehicle was being plied without proper documents, i.e., registration book, route permit and fitness certificate at the time of the accident ? OPR-2*
8. *Whether the claimants are entitled to compensation? If so to what amount and from whom ? OPA*
9. *Relief.*

No other issue arises, pressed or claimed by the parties. Case stands adjourned to 6.11.2018 for claimant evidence.

Dated: 25.9.2018.

Kafeel

(Sachin Sharma)
MACT, Kapurthala

UID No.PB0519

Next date : 6.11.2018

Purpose: _____