

प्रकीर्ण बाद में आदेश

न्यायालय- मोटर वाहन दुर्घटना दावा न्यायाधिकरण
मोटर दुर्घटना वाद संख्या- 136 सन् 2018

स्थान- झाँसी
दावा प्रस्तुति दिनांक-11/04/2018

1. Smt. Saroj Devi, 39 Years, W/o Late Sri Balram Ahirwar
2. Km. Khushbu Gautam, 17 Years , D/o Late Sri Balram Ahirwar
3. Alok Singh, 13 Years, S/o Late Sri Balram Ahirwar
minors through guardian Smt. Saroj Devi
4. Dayaram, 64 Years, S/o Sri Ramju
5. Smt. Ladaitee, 62 Years, S/o Sri Dayaram
All R/o Village – Segwan, PO – Siya Kharka Tahsil – Garotha P/s Kakarbai District
– Jhansi, Present Address Dadiyapura P/s – Kotwali Jhansi Distt. Jhansi

-----Pititioners/Claimants

Vs.

1. Manoj Kumar Yadav S/o Sri Narendra R/o- 18, Sakrecha Kathecha Dhandhara
Sant Kabir Nagar Distt. Sant Kabir Nagar, Present Address 18 Mudghat Gandhi
Nagar Basti Distt. Basti U.P.

.....Owner Truck No. UP 51 AT
1573

2. Santosh Yadav S/o Sri. Narendra Yadav R/o Sanischayra Bazar Muthli Kala P/s
- Dhandhara Distt. Sant Kabir Nagar U.P.

..... Driver Truck No. UP 51 AT
1573

3. The New India Insurance Co. Ltd. Branch Gorakhpur Through Regional
Manager The New India Insurance Co. Ltd. Civil Lines Near Kutchehary
Chouraha Jhansi.

-----Opposite Parties

Advocate for the Petitioners Sri. Indrapal Singh

Advocate for the OP 1 & 2 Sri. Dinesh Kumar Yadav

Advocate for the OP 3 Mr. VK Mishra

टिप्पणी- जो पते कि ऊपर दिये गये है यह पक्षकारों ने को छोडकर, जो उपस्थित नहीं हुये तामील प्रयोजन से
दाखिल किये है।

दावा अंतर्गत धारा- 166 व 140 मो0 व्ही0 एक्ट

मुबलिंग के लिए दावा- ₹95,00,000

आवेदक के लिए Sri Indrapal Singh अधिवक्ता और प्रतिपक्षकार 1, 2 के लिये अधिवक्ता Dinesh
Kumar Yadav और प्रतिपक्षकार 3 के लिये Mr. VK Mishra अधिवक्ता की उपस्थिति में इस वाद के दिनांक
04.08.2020 को श्री चंद्रोदय कुमार पीठासीन अधिकारी मोटर वाहन दुर्घटना प्रतिकर न्यायाधिकरण झाँसी के
समक्ष निर्णय के लिये पेश होने पर एतद्वारा आदिष्ट किया जाता है कि *The Petition is partly allowed
for the compensation amount ₹ 69,47,710 (Sixty Nine Lac Forty Seven
Thousand Seven Hundred Ten) against OP No. 1 and 2 jointly and severally. This
amount has to be indemnified by the OP No. 3 The India Insurance Company
Limited with 7.5% simple annual interest from the date of institution of the
petition till actual recovery. Out of this amount Petitioner Nos. 1, 2, 3, 4 and 5
shall share in the ratio of 30, 25, 25, 10 and 10 respectively. 75% of the share
of the Petitioner No. 1, 3, 4 and 5 shall be fixed deposited in any nationalized
bank carrying maximum interest for 5, 5, 3 and 3 years respectively and 25%
shall be transferred through RTGS/NEFT in their bank accounts. Petitioner Nos.
1, 3, 4 and 5 shall get annual interest of the fixed deposits in their bank
accounts. The share amount of Petitioner No. 2 shall be fixed deposited in any
nationalized bank carrying maximum interest up to his majority. The New India*

Insurance Company Limited is ordered to deposit the compensation amount with interest within 60 days from today in the Tribunal's Syndicate Bank Account No. 92352010008560 IFSC- SYNB0009235 through RTGS/NEFT.

(Chandroday Kumar)
Presiding Officer
Motor Accident Claim Tribunal
Jhansi