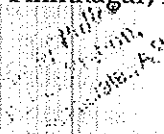


FINAL RESULT

(CHARGE SHEET)
(U/sec 173 Cr.P.C)

1. Dist: **Cyberabad. P.S. RAIDURGAM. YEAR:2009 FIR No. 301 date:26.9.09**
2. Charge sheet No. : Date: **12.09.09.**
4. Act : **Sections: 304(A) IPC. 181 M.V.Act.**
5. Type of final Result : **Charge sheet**
6. If final report _____ Result : **Charge sheet**
7. If supplementary or original : **Original**
8. Name, Rank & No (if any) of I.Os : **P.Srinivasa Rao, SI of police, Raidurgam.P.S.**
9. Name of the complainant/informant : **Islavath Shivaiah s/o Soumya, age 60years, caste Lambadi, occp. Watchman c/o Purushotham State, O.U. Colony, r/o Kandikonda village r/o Banjara Thanda, Kuravi Mandal, Warangal Dist.**
- b) Fathers name : _____
- C) Address : _____
10. Date on which complainant/informant was informed of the result : **==**
11. Details of property recovered/seized during investigation and relied upon. : **==**
12. *Particulars of accused persons charge sheeted.* : **Pabbala Rajanna s/o P. Balaiah, age 20years, r/o Dodhaguntapally (V), Peddamandadi(M), Mahaboobnagar Dist, driver of Tipper bearing No. AP.28. Y.3137.**
13. Names of the accused persons not charge sheeted (suspected) :
14. 1. **Islavath Shivaiah s/o Soumya, age 60years, caste Lambadi, occp. Watchman c/o Purushotham State, O.U. Colony, r/o Kandikonda village r/o Banjara Thanda, Kuravi Mandal, Warangal Dist.(complainant and father of deceased)**
2. **Sri. Islavath Madhav s/o Shivaiah, age 26years, caste Lambada, occp.driver Site-3, Borabanda n/o o Banjara Thanda, Kuravi Mandal, Warangal Dist(brother of deceased)**
3. **Islavath Chakram s/o Samya, age 58years, caste Lambadi, occp.Watchman r/o Archana Gardens, Road No. 10.C. Jublee Hills, Hyderabad. n/o o Banjara Thanda, Kuravi Mandal, Warangal Dist(Uncle of the deceased)**
4. **Smt. Islavath Premalatha w/o Ratnam, age 25 years, house wife r/o Rajeevgandhinagar, Borabanda n/o o Banjara Thanda, Kuravi Mandal, Warangal Dist(wife of the deceased)**
5. **Sri. R.HanumanthRao s/o Rukkaiah, age 30years, occp.Sri Sainath Music world, Raidurgam r/o Raidurgam (Eye witness)**
6. **Sri. Varikuppala Venkatesh s/o Achaiah, age 35 years, caste vaddar, occp. Business r/o H.No. J-99/B, DurgaBhavaninagar, Filimnagar, Hyd(owner of the vehicle)**





7. Sri. Pyapili Ramdas s/o Narayana, age 30years, caste Boya, occp. Business r/o R.N.Reddycolony, Meerpet n/o Gundala kanda(M) Dwarakanda village, Kurnool Dist(Panch for scene of offence)

8. Sri. Vadde Surendra s/o Chinna Sunkanna, age 26years, caste Vadde, occp.Electrician r/o RajivGandhinagar, Borabanda n/o Devarkonda village, Kurnool.Dist(-do-)

9.Sri. C.V.Purushothama Rao s/o late Mohan Rao, age 46 years, caste Brahmin occp. Govt. Civil Engineer r/o plot No.222, O.U.colony, Shaikpet, Hyderabad(Panch for inquest)

10. Sri. Tirri Madarappa @ Manohar s/o Sayappa, age 24 years, caste Mudiraj , occp.driver r/o plot No.289, New Shivacolony, Manikonda, RR.Dist. n/o Kuppagiri, Doulatha bad(M) Kodangal, MBNR Dist(-do-)

11. Dr.Janardhan, Asst.Professor, Osmania Medical College, Hyd(conducted autopsy over the body of the deceased)

12. Sri.Ch.V.Satyanarayana, MVI, Attapur, RR.Dist.(Inspected the crime vehicle and furnished the opinion)

13. Sri. K.Ganga Reddy, Inspector of police, Raidurgam PS(Issued FIR)

14. P. Srinivasa Rao, SI of police, Raidurgam PS (IO& filed charge sheet)

15 If F R is false, action/to be taken U/s :
182/211 IPC.

16 Result of Laboratory Analysis :

17 Brief facts of the case :

**IN THE COURT OF THE HONOURABLE VIII TH. M.M.COURT, AT
RAJENDRANAGAR, CYBERABAD.**

Honoured Sir,

Facts of the case are that, the complainant Sri. Islavath Shivaiah (LW.1.) is the resident of O.U.colony n/o Warangal Dist. The deceased Islavath Ratnam is son of LW.1. The accused noted in col.no.3 of this remand case diary is the driver of Tipper bearing No.AP.28.Y.3137 and resident of Raidurgam. The offence took place at Raidurgam in the limits of Raidurgam PS and with in the territorial jurisdiction of the Hon'ble court.

On 06.09.09 at 1950 hrs, received a complaint from Islavath Shivaiah s/o, Soumya, age 60years, caste Lambadi, occp. Watchman c/o Purushotham State, O.U. Colony, r/o Kandikonda village r/o Banjara Thanda, Kuravi Mandal, Warangal Dist, stating that on 06.09.09 in the morning at about 10 am, his son Ratnam, daughter inlaw Premalatha and grand son Devaraju came to his house on their Honda Activa bearing No. AP.9.AV.4637 from Borabanda to O.U, colony to see him, while returning at about 4.15 pm, they reached Raidurgam near Shankar Tailor shop, the driver of Tipper bearing No.AP.28.T.3137 drove the vehicle in a rash and negligent manner and dashed his son's motor cycle in opposite direction due to which his son died on the spot, his daughter inlaw received minor injuries who informed over phone. Immediately he rushed to the spot and enquired the incident and requested for taking necessary action.

[Handwritten Signature]
Police Station
Raidurgam, A.P.

Basing on the above complaint, the LW. 13 registered a case in Cr.No. 001/09 U/Sc. 304(A) IPC and entrusted the investigation to LW. 14.

During the course of investigation the LW. 14 immediately rushed to the scene of offence, shifted the body to OGH mortuary. LW. 14 secured the presence of mediators i.e. LWs 7 and 8 and conducted panchanama of scene of offence and drawn rough sketch. Then examined and recorded the statements of LWs. L to 5.

On 07.09.09 visited the OGH mortuary and conducted inquest over the body of the deceased before the LWs. 9 and 10 and subjected the body for PME. The LW. 11 conducted autopsy over the body of the deceased and opined that the cause of death was due to Multiple injuries. The LW. 12 inspected the crime vehicle and opined that the incident has not occurred due to mechanical defect of the vehicle.

On 08.09.09 the LW. 6 produced the accused before the LW. 14. Accordingly the LW. 14 examined and recorded the statement of LW. 6. On enquiry the accused voluntarily confessed to have committed this offence. Effected his arrest at 1300 hrs, and issued arrest memo. Regarding the grounds of arrest have been informed to LW. 6 and served 50 Cr.PC notice and produced the accused before the Hon'ble court.

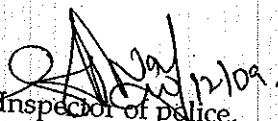
Investigation has fully established that, that on 06.09.09 in the morning at about 10 am, the deceased Ratnam, his wife Premalatha and son Devaraju went to the house of LW. 1 at OU colony from Borabanda on their Honda Activa bearing No. AP.9.AV.4637 to see the LW.1, while returning at about 4.15 pm, they reached Raidurgam near Shankar Tailor shop, the driver of Tipper bearing No.AP.28.T.3137 noted in cl.no.3 of this remand case diary drove the vehicle in a rash and negligent manner and dashed against the motor cycle of the deceased in opposite direction near Shankar Tailor shop at Raidurgam due to which Ratnam died on the spot. While Premalatha received minor injuries she has not taken any medical treatment.

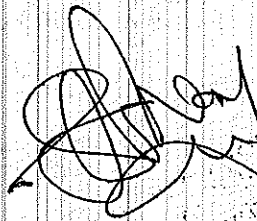
Thus the accused found to have committed an offence punishable U/Sc. 304(A)IPC and Sec. 181MV Act since the accused is not having driving license.

Therefore I pray the Hon'ble court that the accused may kindly be punished as per law.

Hence the charge.

Dt.12.09.09.


Sub-Inspector of Police,
Raidurgam.P.S.


Complainant
Station
Raidurgam.P.S.

Enquiry

ಅಧ್ಯಯನ ವರದಿ

ನಿರ್ದೇಶಕರು: ತಿರುಪತಿ

ತೀ.ನಂ. 30/2017

ಶಿ.ನಂ. 20000

1/5: 304-A I.P.C.

ಆರಂಭಿಸಿದ ದಿನಾಂಕ: 07-19-2017
ನಿರ್ಮಿತಿಯ ದಿನಾಂಕ:

ನಿರ್ದೇಶನದ ಅನ್ವಯದಲ್ಲಿ: ಅ. ಶಿ.ನಂ. 20000 ST / 1/100
P. ಶಿ.ನಂ. 20000.

ವಿಷಯ: ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು ಅಧಿಕಾರಿಗಳಿಗೆ
ವಿಚಾರಣೆ ಮತ್ತು ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು.

ನಿರ್ದೇಶನ - ಶಿ.ನಂ. : 304-A I.P.C.

2) I
3) II
4) III
5) IV

1) ಶಿ.ನಂ. 20000 ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು.

2) ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
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ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು.

3) ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು.

4) ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು
ಅಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರ ವಹಿವಾಟು ಕುರಿತು.



FIRST INFORMATION REPORT

(Under Section 154 and 157 Cr.P.C)

A.P.P.M. Orders 470,500

Ratnam
are

1. District : Cyberabad Year : 2009 FIR No : 301/2009 Date : 06-SEP-2009

2. P.S : Raidurgam Acts and Section : 304(A)-IPC

3. a) Occurrence of offence : Day: SUNDAY Date From : 06-SEP-2009 Date To :
 Time Period : Time From : 16:15 Time To :
 Prior To :

b) Information received at PS : Date : 06-SEP-2009 Time : 19:50

c) General Diary Reference : Entry No. : 4 Time : 19:50

4. Type of Information : Written

5. Place of Occurrence : (a) Distance and direction from PS : 4 K.M. , East Beat No. : 4
 (b) Place :
 Street/Village : Raidurgam
 Area/Mandal : Serilingampally
 City/District : Cyberabad
 State : ANDHRA PRADESH Pin :
 (c) If Outside the limits to this Police Station, then the name of concerned police station :
 District :

6. Complainant / Informant :
 (a) Name : Eslavath Shivaiah
 (b) Father's / Husband's Name : Samiah
 (c) Date / Year of Birth : Age : 60
 (d) Nationality : (e)Caste :
 (f) Passport No : Date of Issue : Place of Issue :
 (g) Occupation :
 (h) House No :
 Street/Village : Kondikonda, Banjara thanda
 Area/Mandal : Kurvi
 City / District : Warangal
 State : ANDHRA PRADESH Pin :

7. Details of known/suspected/unknown accused with full particulars:

Serial No : 1
 Name of Accused : Rajanna, Tipper Driver
 Father's Name : _____ Occupation : Not Available
 Caste : _____ Sex : Male Age : 0 Nationality : _____
 Present H. No : _____
 Present Street : _____
 Present Area / Village : _____
 Present City / District : _____
 Present State : _____ Pin : 0
 Phone(Off) : _____ Phone (Resi) : _____ Cell No. : _____
 Email : _____

Physical features, deformities and other details of the Suspect :

Sl. No.	Sex	Date/Year of Birth	Build	Height (cms)	Complexion	Identification Marks(s)
1	2	3	4	5	6	7

Deformalities/ Peculiarities	Teeth	Hair	Eyes	Habit(s)	Dress Habit(s)
8	9	10	11	12	13

Languages/ Dialect	Place of				
	Burn Mark	Leucoderma	Mole	Scar	Tattoo
14	15	16	17	18	19

8. Reasons for delay in reporting by the complainant / informant :

No-Delay

9. Particulars of properties stolen/involved (Attach separate sheet, if necessary) :

10. Total value of property stolen :

11. Inquest Report/ U.D. Case No. if any :

12. Contents of the complaint / statement of the complainant or informant :

IN THE COURT OF HON^{BLE} VIII TH METROPOLITAN MAGISTRATE AT RAJENDRANGAR, CYBERABAD.

Honoured Sir,

To-day i.e. on 06.09.2009 at about 16.15 hrs received a complainant from Sri.Eslavath Shivaiah s/o Samiah, age 60 years, occ Watchman at Pushotham site, O.U.Colony, r/o Kandikonda village, Banjara thanda, Kurvi Mandal, Warangal Dist. A Copy of complainant is enclosed here with.

Brief facts of the case are that on 06.09.2009 at about 16.15 hrs the complainants son Eslavath Ratnam s/o Eslavath Shivaiah, and his wife Prema latha, son Devaraj proceeding towards Borabanda from O.U.Colony on his Honda Activa bearing No. AP 9 AV 4639. On the way near Shanker Tailor, Raidurgam, One Tipper bearing No. Tipper No. AP 28 Y 3137 driver drove his vehicle in rash and negligent manner and dashed against him due to which complainant's son died on spot and deceased wife Prema latha received bleeding injuries and dead body shifted to OGH for PME.

Hence the FIR.

13. Action Taken: Since The above information reveals commission of offence(s)U/s as mentioned at item No.2,

(1) Registered the case and took up the investigation or

O.) : (2) Directed (Name of I. SRINIVASA RAO Rank : SI - CIVIL No. : SIP

to take up the Investigation or

(3) Refused investigation due to

(4) Transferred to P.S. District on point of jurisdiction.

F.I.R. read over to the complainant / informant, admitted to be correctly recorded and a copy given to the complainant / informant, free of cost.

14. Signature / Thumb impression of the complainant / informant.

Signature of Officer in charge, Police Station

Name : K. GANGA REDDY

Rank : CI No : 22059CI

15. Date and time of dispatch to the court :

వేరము పోలీసు థానా

సి.ఎస్: రాజుదొంగు
వేరము పోలీసు: 30/1/2014

జైబాబాబ్ ప్రెసర్వేషన్.
U: 304-A I.P.C.

వేరము శుభగత త్రోమలియ సమయం : 06-09-2009 నా 16:15 km.

వేరము పోలీసు: రాజుదొంగు పోలీసు గుల్ డిపోజిట్ గుల్ నుల్ క్రియేట్ చేసే

రాజుదొంగు మంజీ మంజీ గుల్ వెళ్ళి రాజుదొంగు డి.
సమయం నిర్ణయించు త్రోమలి: సి. డి. పోలీసు డి. పోలీసు SI of police.
సి.ఎస్: రాజుదొంగు

త్రోమలియ సమయం : 07-09-2009 నా 08:30 km.

వేరము పోలీసు థానా

1) Pya Pili Ramkalya Sh. Narayana age: 30 yrs Caste: Boya. occp. business
R/o: R.N. Reddy colony, Meerpet N/o: Gundla Kiran (man), Devana Kiran (wid)
Kurnool (dist.) Cell: 9949305553.

2) Vadda Suresh Babu Sh. Chinn Sunkanna age: 26 yrs. Caste: Vadda. occp. Electric
R/o: Rajiv Gandhi Nagar, Bura Banda Hyd. N/o: Devana Kiran (wid), Gundla
Kiran (man), Kurnool (dist.) Cell: 9392428677.

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వేరము పోలీసు థానాలో ఉన్న రాజుదొంగు పోలీసు గుల్ డిపోజిట్ గుల్ నుల్ క్రియేట్ చేసే
రాజుదొంగు డి. పోలీసు డి. పోలీసు SI గుల్ మంజీ గుల్ సమయం చేసుకో
కాదు గుల్ మంజీ గుల్ వెళ్ళుతూ ఉన్నప్పుడు రాజుదొంగు ఉన్నప్పుడు ఆ రాజుదొంగు
సమయం నా: నా: సి.ఎస్: మంజీ గుల్ త్రోమలియ పోలీసు థానా
లో ఉన్నప్పుడు నా: 06-09-2009 నా నా గుల్. రాజుదొంగు
సమయం పోలీసు థానాలో మంజీ గుల్ మంజీ గుల్ మంజీ గుల్ నుల్ క్రియేట్ చేసే
0:0: గుల్ క్రియేట్ చేసే గుల్ మంజీ గుల్ మంజీ గుల్ మంజీ గుల్ మంజీ గుల్
సమయం పోలీసు థానాలో వెళ్ళుతూ ఉన్నప్పుడు 0:0: గుల్ మంజీ గుల్ మంజీ గుల్
సి: AP-9-AV-4137 గుల్ క్రియేట్ చేసే గుల్ వెళ్ళుతూ ఉన్నప్పుడు
వచ్చే గుల్ వెళ్ళుతూ ఉన్నప్పుడు Tipper No: AP-28-Y-3139. గుల్ మంజీ గుల్
వెళ్ళుతూ ఉన్నప్పుడు వచ్చే గుల్ నా గుల్ మంజీ గుల్ మంజీ గుల్ మంజీ గుల్
మంజీ గుల్ మంజీ గుల్ మంజీ గుల్ మంజీ గుల్ మంజీ గుల్ మంజీ గుల్
త్రోమలియ నా: వచ్చే గుల్ వెళ్ళుతూ ఉన్నప్పుడు గుల్ త్రోమలియ
లో ఉన్నప్పుడు గుల్ గుల్ మంజీ గుల్ త్రోమలియ: అల్లె
ప్రవేశము పోలీసు థానాలో చూడగా అది రాజుదొంగు Old Bombay
P.T.O.

రోడ్డు వూరి ప్రాంత PI. OUT PUT ప్రాంత ముగిసిన వైపును
 నుండి ట్రైబర్స్ వచ్చి వచ్చినట్లు అట్టి ప్రదేశములను విగ్రహించుట
 తుదికి రోడ్డును దాని వైపున వ్యాపారం గల రోడ్లు. వాటి ప్రాంత నుండి
 ట్రైబర్స్, వాటి ప్రాంత Jyothi హిందూ ప్రాంత హను: 8-1-293 BL నుండి వచ్చినట్లు.
 పునరుత్పాదన ప్రాంతముల వాటిని వేరు వేరు. వేరువేరు ముగిసిన
 వూరి Old Bombay రోడ్డును వెళ్ళి వాటిని వేరు వేరు. వ్యాపార
 రాసులు గ్రామం నుండి ముగిసిన వైపును వెళ్ళి రహదారి
 కింది. అట్టి గల రోడ్లు తరచు చూచు చూచు గుంతులు కలిగి
 కలిగి నుండి వెళ్ళుట వేరు వేరు ప్రాంత ప్రాంత వేరు వేరు.
 తుదికి వ్యాపారం గల రోడ్లు. వ్యాపారం వైపును: 21 తది కలిగి
 Laxminarayn Reddy గారి వల్ల వచ్చినట్లు.

వై. పునరుత్పాదన వాటిని పునరుత్పాదన కేంద్రం వై
 వూరి వ్యాపారం పునరుత్పాదన పునరుత్పాదన వేరు వేరు వేరు వేరు
 ఈ ప్రాంత పునరుత్పాదన వేరు వేరు.

- 1) P. S. Reddy
- 2) V. S. Reddy

SI of police
 P.I. Rajnagar.



Boys' School St

Old

Bombay Road

1720/38 St

Electrical
output

Shankar
Tailor
1720/38 St
1720/38 St
1720/38 St

1720/38 St

Plot 20121
Home of
Kamal Nayagan
1720/38 St

V. Soren

1720/38 St

1720/38 St

Scene of Crime

Electrical pole

1720/38 St

SI of Police
P. Rajkumar

LITTLE STAR SCHOOL

(Recognised by the Govt. of Andhra Pradesh)

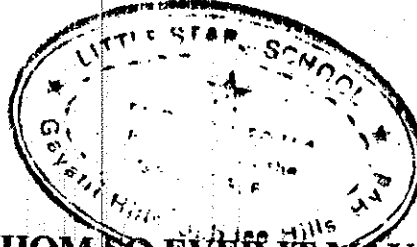
ENGLISH MEDIUM

H.No. 8-2-293/82/B/60, Plot No. 60, 70 & 96, Gayatri Hills, Road No. 10C, Jubilee Hills, Hyderabad - 500 045.



Estd. : 1984

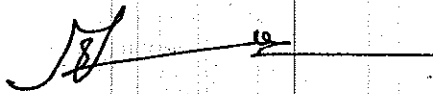
Date :



TO WHOM SO EVER IT MAY CONCERN

This is to certify that late SRI EISLAVATH RATNAM s/o Sri Eislavath Shiviah joined the school service in June 2009 as a school bus driver. His monthly salary was Rs. 5,500 /- + Special allowance of Rs. 500/- i.e. a total of Rs.6,000/- (Rupees Six thousand) p.m.

E. RATNAM was hard working and good driver.


 HEAD MASTER
 LITTLE STAR SCHOOL
 Recognised by Govt. Of A.P.
 Gayatri Hills, Yousufguda,
 HYDERABAD-500 045.

RELIANCE General Insurance

Anil Dhirubhai Ambani Group

A Reliance Capital Company



To be filled in BLOCK LETTERS only

Agency Code **18BRG258**

Proposal-cum-Cover Note for Package Policy Private Cars Commercial Vehicles

This Proposal cum Cover Note is only valid for Package Policy.

The cover note is not valid without Engine Number and Chassis Number or Registration Number.

This Proposal cum Cover Note is for New Policy Our Renewal Policy Renewal of other company

The Insured described in Form "52" referred to below, having proposed for insurance in respect of the Motor Vehicle(s) described therein and having paid the sum as stated below as premium, the risk is hereby held covered under the terms of the Company's usual form of Package Policy applicable thereto (subject to any Special Conditions mentioned below) unless the cover be terminated by the Company by notice in writing in which case the insurance will thereupon cease and a proportionate part of the premium otherwise payable for such insurance shall be charged for the time the Company had been at risk.

Make and Model of the Vehicle	Year of Manufacture	Cubic capacity	Gross Vehicle Weight (GVW) (Goods Carrying Vehicle)	Licensed Carrying Capacity (LCC) (Passenger Carrying Vehicle)	Insured's Declared Value (IDV)	
					For Vehicle Rs.	For Accessories not included in Manufacturer's listed selling price
AL						
2516/2F81	2008	2000	25000		1460970	

Engine number **NPE443440** Chassis number **NPH128158**

Additional Risks and Special Conditions (if any)

Type of body _____ Seating capacity of vehicle including driver _____

Form "52" (India), Rule 142 (I) of Motor Vehicle Rules, 1989

Registration number **AP28Y3137** Place of registration _____

Registration No. of Luggage/Caravan Trailer _____

Name of the Insured Mr./Ms./Mrs. **V. VENKATESH**

Registration Address **S/O. MR. ACHALAH**

5-119/1, ANGAKI BAZAR

MADHA PURSHERLINGAMPALLY

City _____ PIN _____

District **RANGAREDDY** State **ANDHRA PRADESH**

Effective date and time of commencement of Insurance for the purpose of this Act: Date **17/01/2009** Time _____

Date of expiry of insurance: Midnight on **16/01/2010**

Geographical Limits - INDIA

Persons or classes of persons entitled to drive: as applicable as per NB-I overleaf

Any limitations as to use of the Motor Vehicle: as applicable as per NB-II overleaf

Premium Details

Own Damage (A)		Third Party (B)	
Basic own damage		Basic Liability	
Non Elec. Acc.		PA for Owner Driver	
Elec. Acc.		LL to Driver	
Discount		PA for unnamed passenger	
		LL to Employee	
		PA to Paid Driver/Cleaner/Conductor	
NCB or loading			
Total O.D (A)		Total T.P. (B)	
Net Premium A+B			
Tax			
Total Premium	150771-		

Mode of payment: **Cash** DD/Cheque No.: _____

DD/Cheque Date: _____ Bank Name: _____

In the event of dishonour of cheque(s), insurance cover provided under this document automatically stands cancelled from inception irrespective of whether a separate communication is sent or not.

I hereby certify that this cover note is issued in accordance with the provisions of chapter XI of the Motor Vehicle Act, 1988

Place: **Hyderabad** Issue Date: **12/01/2009** Time of Issue: _____ m _____

Validity of this cover note will be 60 days from the date of issue. Insured should insist Policy Copy if it is not received within 60 days

"Valid for 'Issue till..... only' & 'will be valid for 60 days from the date of issue'"

Signature of the Proposer _____

For Reliance General Insurance Co. Ltd. **Authorised Signatory**

For claim & Customer Service, please call on 1-800 3002 8282 (toll free) and 39898282 (local charges apply) | www.reliancegeneral.com

Reliance General Insurance Co. Ltd. Registered Office 19, Reliance Centre, Walchand Hirachand Marg, Ballard Estate, Mumbai 400 001

Corporate Office 570, Nalgaum Cross Road, Next to Royal Industrial Estate, Wadala (W), Mumbai 400 031

Version 1.2, Apr 2008

Reliance Miscellaneous and Special Types of Vehicles Package Policy Certificate cum Policy Schedule

Name of Insured: MR M VENKATESH
 Address of Insured:
 S/O ACHAIAM, 5-119/1
 ANGAKI BAZAR, MADHAPUR
 SHERILINGAMPALLY, RANGAREDDY-
 Contact Details :
 Carrying on or engaged in the business or occupation of and no other for the purpose of this Insurance
 In case of hypothecation/hire purchase/lease
 Name of Financier: CITI CORP FINANCE INDIA LTD Location:
 Period of Insurance: From 00:00 Hrs on 17/01/2009 to midnight of 16/01/2010

Policy / Certificate No. 1801782343004053
 Proposal / Cover Note No. 108000863928
 Intermediary Code 16BRG258
 Business or Occupation: None

Type of Financial Arrangement: Hypothecation

Particulars of vehicle Insured:

Registration Mark No., Place of Registration	Make	Engine No.		Type of Body	Cubic Capacity	Year of Mfg	GVW Goods Carrying Vehicle	Public/Private Carrier	Net Premium Rs.	IDV (Insured's Declared Value) Rs.
		Vehicle	Trailer							
	ASHOK LEYLAND LTD.	NPE443440			2000	2008	0		13,419.00	1,460,970.00
		Chassis No.								
Vehicle	Trailer	Model & Variant								
AP28Y3137		TAURUS 2516/2 FBT BSII TIPPER	NPH41281 58							
RANGAREDDY										

Name of Registration Authority: RANGAREDDY

Zone: C

Geographical Area: India

Limitations As To Use

The Policy covers use only under a permit within the meaning of the Motor Vehicle Act, 1988 or such a carriage falling under Sub-section 3 of Section 66 of the Motor Vehicle's Act 1988.

The Policy does not cover use for:

- a. Organised Racing
- b. Pacemaking
- c. Reliability Trials
- d. Speed Testing

Limits of Liability:

a. Under Section II-1(i) of the Policy-Death of or bodily injury to any person so far as it is necessary to meet the requirements of the Motor Vehicle Act, 1988

b. Under Section II (1)(B) of the Policy-Damage to property other than property belonging to the insured or held in trust or in the custody or control of the insured upto the limits specified Rs. 750000/-

insert Rs.6000/- Rs. 7.5 lakhs as the case may be.

PA Cover for owner-driver under section IV CSI Rs. 200000/-

Deductible under Section-I: (i) Compulsory deductible Rs. 7304.85/- (ii) Additional compulsory deductible Rs. 0/-

(iii) Voluntary deductible Rs. 0/-

Special conditions:

Persons or Classes of Persons entitled to drive:

Any person including the insured provided that a person driving holds an effective driving license at the time of the accident and is not disqualified from holding or obtaining such a license.

Provided also that the person holding an effective Learner's License may also drive the vehicle when not used for the transport of goods at the time of the accident and that such a person satisfies the requirements of Rule 3 of the Central Motor Vehicles Rules 1989.

It is hereby declared and agreed that all pre-existing damages to the vehicle having occurred prior to the commencement of cover are excluded from the scope of the policy.

The policy wording with detailed terms, conditions and exclusions are available on our website www.reliancegeneral.co.in

Consolidated stamp duty paid vide Receipt No. 34250 dated. 06/10/2008 Not applicable for the State of Jammu and Kashmir.

Service Tax Reg.No. AABSR6747BST001

In the unfortunate event of a claim. Please call us immediately at 1800 3002 8282 (toll free) or 3989 8282 (local charges)

Our executives will help you to locate the nearest cashless garage. Please keep your Policy / Cover note number handy for all your interactions with us.

We hereby certify that the Policy to which the certificate relates as well as this certificate of insurance are issued in accordance with the provision of Chapter X and Chapter XI of M.V. Act, 1988.

Note: In the event of dishonor of cheque, this policy document automatically stands cancelled from inception irrespective of whether a separate communication is sent or not.

Policy issued on: 14/01/2009

Servicing Branch Office:

Contact Details:

Reliance General Insurance Co. Ltd

3rd Floor Above Mall Cars (TATA Motors), 3rd Street Himayat Nagar

Hyderabad AP 500029

For Reliance General Insurance Co. Ltd.

[Signature]

[Duly Constituted Attorney(s)]



Policy Issuing Office: Reliance General Insurance Co. Ltd., 570, Nalgaum Cross Road, Next to Royal Industrial Estate, Wadala (W), Mumbai 400 031

Registered Office Reliance Centre, 19, Walchand Hirachand Marg, Ballard Estate, Mumbai - 400 001

RELIANCE General Insurance

Anil Dhirubhai Ambani Group

RELIANCE General Insurance

Anil Dhirubhai Ambani Group

An ISO 9001:2000 Certified Company

A Reliance Capital Company

1800 3002 8282 (Toll Free)
3989 8282 (Local charges apply)

www.reliancegeneral.co.in

Premium Computation Table for Reliance Miscellaneous & Special Types of Vehicles Package Policy

Policy / Certificate No. 1801782343004053

Insured's Declared Value					
For the Vehicle (Rs)	For Trailers (Rs)	Non Electrical Accessories (Rs)	Electrical/Electronic Accessories (Rs)	Value of CNG/LPG Kit (Rs)	Total IDV (Rs)
1,460,970.00	0.00	0.00	0.00	0.00	1,460,970.00

Premium Computation Table for Reliance Miscellaneous & Special Types of Vehicles Package Policy					
A. Own Damage Premium		Rs.	B. Liability Premium		Rs.
Basic premium on Vehicle and Accessories		12,343.74	Basic premium on vehicle		800.00
Additional Premium for Additional GVW		0.00	Less: Restricted TPPD Cover up to Rs. 6000/- (IMT-20)		0.00
Non Electrical Accessories		0.00	Liability Premium for Trailers (Endt. IMT-30)		0.00
Add or Less: Discount or Loading		0.00	CNG/LPG Bi-fuel Kit (Endt. IMT-25)		0.00
Basic OD Premium after Discount/Loading (I)		12,343.74	Basic Liability Premium (I)		800.00
Electrical & Electronic Accessories (IMT-24)		0.00	PA Benefits		
Bi-fuel KR (CNG/LPG) (IMT-25)		0.00	Compulsory PA cover to Owner, Driver of CS1		100.00
Total		12,343.74	PA to Paid Driver No. of Persons 0 SI 0 (Per Person) (IMT-17)		0.00
Add:			PA to Cleaner No. Of Persons 0 SI 0 (Per Person) (IMT-17)		0.00
Trailer (Endt. IMT-30)		0.00	PA to Conductors No Of Persons 0 SI 0 (Per Person) (IMT-17)		0.00
Geographical Area Extn. (IMT-1)		0.00	Total PA Premium (II)		100.00
Imported vehicles without custom duty (IMT-19)		0.00	Legal Liability		
Fibre Glass Tanks (GR 43)		0.00	Legal Liability to persons employed in connection with Operations &/or maintenance of the Insured Vehicle - Paid Driver No. of Persons 2 (IMT-40)		50.00
Premium for Driving Tuition (GR 44)		0.00	Legal Liability to persons employed in connection with Operations &/or maintenance of the Insured Vehicle - Cleaner/conductor/cooles Not exceeding 6 in number(excluding driver) No.of Persons 5 (IMT-39)		125.00
Over Turning Cover (% on IDV) (Endt. IMT-47)		0.00	Legal Liability for accidents to Non fare paying passengers including Employees of the Insured who are not Workmen under the Workmen's Compensation Act. No. of Persons 0 (IMT-37)		0.00
Additional Towing Charges		0.00	Legal Liability for accidents to Non fare paying passengers excluding Employees of the Insured who are not Workmen under the Workmen's Compensation Act. No. of Persons 0 (IMT-38)		0.00
Add: IMT 23 Cover (Applicable to all CV's excluding Taxis & Motorized Two Wheelers carrying passengers for hire or reward) - Cover for lamps, tyres, tubes, mudguards, bonnets, side parts, bumpers, headlights & paint work of damaged portion only.		0.00	Legal liability under Workmen Compensation act in respect of the carriage of more than six employees (excluding the driver) in good carrying vehicles No. of Persons 0 (IMT-29)		0.00
Sub Total of Additions (II)		0.00	Legal liability for accidents to passenger (Applicable only to ambulance) (IMT-38)		0.00
Less			Indemnity to Hirer (IMT-38/44)		0.00
Voluntary Deductible (Endt. IMT-22A)		0.00	Liability premium for Geographical extension (IMT-1)		0.00
Discount for Anti-theft Devices (Endt. IMT-10)		0.00	Premium for vehicles designed as CV and used for Commercial and Private purpose (Excluding use for Hire or Reward) (IMT-34)		0.00
Used within Confined Sites (Endt. IMT-14)		0.00	Premium for driving tuition (GR 44)		0.00
Discount for vehicles specially designed/modified for blind, handicapped and mentally challenged persons (Endt. IMT-12)		0.00	TOTAL LEGAL LIABILITY PREMIUM (III)		175.00
Sub Total of Deductions (III)		0.00	TOTAL LIABILITY PREMIUM (I)+(II)+(III)		1,075.00
NCB Deductions (IV)		0.00	Package Premium (Total A + Total B)		13,418.73
Deduct % for NCB (Vehicle) iv-a		0.00	PREMIUM COMPUTED		
Deduct -1 % for NCB (Trailer) iv-b		0.00	TOTAL PREMIUM		13,419.00
Add 0 % loading for adverse history/break in insurance/ adverse feature (v)		0.00	Add: Service Tax (12% of Net Premium)		1,610.28
TOTAL OWN DAMAGE PREMIUM (I)+(II)-(III)-(IV)+(V)		12,343.73	Add: Education Cess (2% Of Service Tax)		32.21
			Add: Secondary and Higher Education Cess (1% of Service Tax)		16.00
			Net Premium Payable		15,078.00

Service Tax Reg.No. AABSR6747BST001

Subject to I.M.T Endt.Nos. & Memorandum printed/herein/attached hereto IMT,21,15,7

The policy has been issued based on the information provided by you and the policy is not valid if any of the information provided is incorrect. Subject otherwise to the terms, conditions and exclusions of the Reliance Miscellaneous and Special Types of Vehicles Package Policy.

In the unfortunate event of a claim, Please call us immediately at 1800 3002 8282 (toll free) or 3989 8282 (local charges). Our executives will help you to locate the nearest cashless garage. Please keep your Policy / Cover note Number handy for all your interactions with us.

In Witness whereof this Policy has been signed at Mumbai on 14/01/2009 (date) in lieu of Cover Note No. 108000663928 dated 13/01/2009

IMPORTANT NOTICE:

The insured is not indemnified if the vehicle is used or driven otherwise than in accordance with this Schedule. Any payment made by the Company by reason of wider terms appealing in the Certificate in order to comply with the Motor Vehicle Act, 1988 is recoverable from the insured. See the clause headed 'AVOIDANCE OF CERTAIN TERMS AND RIGHT OF RECOVERY'. For legal interpretation, English version will hold good.


For Reliance General Insurance Co. Ltd.

(Duly Constituted Attorney(s))



Registered Office Reliance Centre, 19, Watchand Hirachand Marg, Ballard Estate, Mumbai - 400 001

GCV NIL Endorsement

Issuing Office Address: M/s. Reliance General Ins. Co Ltd 3 rd Floor, Above Mallik Cars, Himayatnagar, Hyderabad.	Endorsement No 1801782343004053-32001 Policy No: 1801782343004053
Insured Name & Address: Mr. V. Venkatesh Hno: 5-119/1, madhapur, Sherilingampally, R R dist	
Notwithstanding any thing contained herein to the contrary it is hereby declared and agreed that The Issured name & chassis no. is wrongly mention on the face of the policy. Insured Name: V. Venkatesh Chassis no. NPH128158 All the other terms, conditions and exceptions of the with in mentioned policy stand UN- altered. Subject otherwise to terms, exclusions, conditions, limitations and warranties of the Policy.	
Effective Date: 15.01.2009	
Date: 15.01.2009 For Reliance General Insurance Company Limited  Authorized Signatory.	

TRANSPORT DEPARTMENT
Form PPC.
GOODS CARRIAGE PERMIT
(Rule 174(iv) of the Andhra Pradesh Motor Vehicles Rules, 1989)

74105

REGIONAL TRANSPORT AUTHORITY
RANGA REDDY

No. PPC : AP028/557/PPC/2008

1. Name of holder : VENKAYESH V
2. Father's name : MR. ACHALAH
3. Address : 5-119/1,
ANGAKI BAZAR, MADHAPUR
SHERILINGAMPALLY,
RANGA REDDY
ANDHRA PRADESH
4. Registration Mark : AP28Y3137
5. Type and capacity of vehicles including trailer and the alternative trailers of articulated vehicle
6. Type Of Body : TIPPER
7. (a) Unladen Weight in Kgs : 11470
- (b) Permit Laden Weight in Kgs :
8. Gross Vehicle Weight in Kgs : 25000
9. Route/Area For which Permit is valid : ALL ROUTES EXCEPT PROHIBITED IN THE STATE OF AP
10. Permit Validity : 10/02/2013
11. Nature of goods to be carried : All Goods Except prohibited
12. This permit shall be subject to all rules relating to permits made under the Motor Vehicles Act, 1988 and in force for the time being
13. Any Other Conditions:

Date : 11/02/2008

Secretary
Regional Transport Authority
Ranga Reddy Dist.
RANGA REDDY



GOVERNMENT OF ANDHRA PRADESH
Rajiv Citizen Services



Seva

RECEIPT

Consumer ID: _____
 Consumer Name: _____
 Name of Department/Agency: _____
 Dept./Agency Receipt No: _____
 Transaction No: _____
 Transaction Date: _____
 Amount: _____

9871199

Shift: _____
 Courier: _____

RAJ	CHQ/DD	CHQ/DD	Bank/Branch Name	Particulars	Amount Paid (RS)
Mode	Nb.	Date			
CHQ/DD					5740000
					10000
Operator Code: _____					
Signature: _____					

NCB or loading
Total O.D. (A)

Name of Insurance Co. ICICI Lombard
 Policy No. 12008/E-33011

GOVERNMENT OF ANDHRA PRADESH
 TRANSPORT DEPARTMENT
 CERTIFICATE OF REGISTRATION
 FORM 23

1. Registration Number: **AP28Y3137**
 2. Vehicle Class: **Goods Carriage - HMV**
 3. Registered Owner: **VENKATESH V**
 4. S/D/W of: **MR ACHALAK**
 5. Present Address: **5-119/1 ANGAKI BAZAR
 MADHAPUR
 SHERLINGAMPALLY
 RANGA REDDY
 ANDHRA PRADESH.**
 6. Date of Registration: **08 / 02 / 2008**

24. Registered Axle Weight s(Kgs)
 Front Axle: **6000**
 Rear Axle: **19000**
 Any Other Axle:
 Tandem Axle:

25. Tax Paid (Rs.): **1440**

26. This certificate is valid from **08-FEB-08** to **07-FEB-10**
 New Registration, with effect from **08-FEB-08**

DETAILED DESCRIPTION

7. Vehicle Class: **NEW Vehicle**
 8. Makers Name: **ASHOK LEYLAND LTD**
 9. Body Type: **TIPPER**
 10. Month & Year Of Manufacture: **2007**
 11. No. of Cylinder: **6**
 12. Chassis Number: **NPH128158**
 13. Engine Number: **NPE443440**
 14. Fuel Used: **DIESEL**
 15. Horse Power: **117**
 16. Cubic Capacity: **6540**
 17. Makers Classification: **25162 TAURUS 6X4 BSII**
 18. Wheel Base: **3810**
 19. Seating Capacity: **1**
 20. Unladen Weight: **11470**
 21. Colour Or Colour Of Body & Wings: **NIL**
 22. Gross Vehicle Weight: **25000 Kgs.**
 23. Number, Type Description Of Size Of Tyre:
 Front Axle: **10.00 X 20 - 16PR**
 Rear Axle: **10.00 X 20 - 16PR**
 Any Other Axle:
 Tandem Axle:

Registering Authority
Ranga Reddy Dist.
 RANGA RANGA REDDY

Specimen Signature of owner

Date: **08 / 02 / 2008**

The Motor Vehicle Above Described Is Subject to Hypothecation Agreement with **CITICORP FIN INDIA LTD**
1-10-72, 4TH FLOOR ASHOKA
JANARDHAN CHAMBERS - BEGUMPET
HYDERABAD
ANDHRA PRADESH
18-JAN-08

Agreement Date:

Specimen Signature Of The Financier

Date: **08 / 02 / 2008**

Registering Authority
Ranga Reddy Dist.
 RANGA RANGA REDDY

(Handwritten signature)
 Sri Krishna Reddy

BEFORE THE MOTOR ACCIDENTS CLAIM TRIBUNAL-CUM-
I ADDL. CHIEF JUDGE: CITY CIVIL COURT AT SECUNDERABAD

O.P. No. 518 of 2009

Between:

Smt. E.Premalata ... Petitioners

AND

V.Venkatesh & another ... Respondents

CHIEF AFFIDAVIT OF P.W.1 IN LIEU OF EVIDENCE

I, Smt. E.Premalata W/o late Eslavath Ratnam, aged 30 years; Occ: housewife, R/o Warasiguda, Secunderabad, do hereby solemnly affirm and state on oath as follows:

1. I am the Petitioner herein as such I am well acquainted with the facts deposed hereunder.
2. I submit that I am the wife, and Petitioners 2 and 3 are the minor children and Petitioners 4 and 5 are the parents of the deceased. The deceased was employed as Driver in Little Stars School, Gayatri Hills, Jubilee Hills, Hyderabad and was earning a sum of Rs.6,000/- per month and was contributing the same to the welfare of the family.
3. I submit that That on 05.09.2009 at about 4.15 p.m. while the deceased along with me proceeding on Honda Activa bearing registration No.AP9 AV 4639 from O.U.Colony towards Borabanda, on the extreme left side of the road with great care and diligence and when he reached near Shanker Tailor, Raidurgam, suddenly one Ashok Leyland Tipper bearing Registration No.AP28 Y 3137 came in a rash and negligent manner with high speed dashed to the deceased vehicle due to which, the deceased received severe head injury and multiple grievous injuries to all over the body and succumbed to his injuries on the spot.
4. I submit that the deceased was heal and healthy at the time of accident. Due to the sudden death, we were put to mental shock and agony. The deceased was the only breadwinner of the family and we do not have any other source of income to maintain ourselves to except on the income of the deceased and we became destitute on the demise of deceased. The future hopes of our family were shuttered down due to the sudden death of the deceased.

ప్రతిపత్తి

5. I submit that the P.S. Raidurgam registered a case in Crime No. 301 of 2009 under Section 304-A of IPC against the Driver of the Crime Vehicle and the same is pending.

6. I submit that the Respondent No.1 is the owner of the Crime Vehicle and the driver is working and acting in the course of employment with the Respondent No.1 and the Respondent No.2 is the insurer of the crime vehicle as such, both the Respondents are jointly and severally liable to pay the compensation to the Petitioners. I submit the Respondent No.2 filed counter and taken false and baseless pleas. I deny the contentions and pleas raised by the Respondent No.2 in the counter.

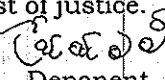
7. I submit that to prove my case, I am filing the certified copies of documents to be marked as exhibits mentioned in the list of documents.

Ex.No.

1. Attested copy of F.I.R.
2. Attested copy of Inquest
3. Xerox copy of Insurance policy
4. Attested copy of charge sheet & Panchanama

I, therefore, pray that this Hon'ble Court may be pleased to allow the petition as prayed for in the main O.P. and grant such other relief as this Hon'ble Court deems fit and proper in the interest of justice.

Sworn and signed before me
On this the 3rd day of March, 2011
At Secunderabad.


Deponent

Advocate / Secunderabad

BEFORE THE MOTOR ACCIDENTS
CLAIM TRIBUNAL-CUM-
I ADDL. CHIEF JUDGE: C.C.C
AT: SECUNDERABAD

O.P. No 518 of 2009

Between:

Smt. E.Premalata
& others ...Petitioners
AND

V.Venkatesh and another
... Respondents

CHIEF AFFIDAVIT OF P.W.1
IN LIEU OF EVIDENCE

FILED ON: 02.03.2011

Filed by:

Sri C.BALAGOPAL
Advocate

Flat No.103, Harivillu Apartments,
Road No.11, West Marredpally
Secunderabad - 500 026.
Ph: 64570512

Counsel for Petitioners

IN THE COURT OF THE MACT CUM I ADDL. CHIEF JUDGE
CITY CIVIL COURTS AT SECUNDERABAD

O.P.NO. 518 of 2009

Between:

Smt E. Premalatha & others

Petitioners

And

V. Venkatesh and another

Respondents

COUNTER FILED ON BEHALF OF THE RESPONDENT No. 2 i.e.,
THE RELIANCE GENERAL INSURANCE CO.LTD.

1. The address of the above OP.No.2 i.e., The Reliance General Insurance Co. Ltd. for the purpose of service of notices and process is their office situated at 3rd Floor, Sagar Plaza, Abids, Hyderabad and their counsel Sri G. Srinivasa Charyulu, Advocate, H.No.1-10-186, Rajeshwari Castle, Flat No.202, Ashoknagar, Hyderabad-20.
2. The material allegations made in the above OP are not true and correct and the petition is not maintainable in law against this respondent. The petition is liable to be dismissed in limini with costs against this respondent.
3. This respondent No.2 does not admit and denies all the allegations made in the petition and the petitioners are put to strict proof of all the allegations except those, which are specifically admitted hereunder.
4. This respondent denies that the petitioners are the residents of H. No. 12-10-219/A, Srinivasnagar, Warasiguda, Secunderabad and they are the Legal heirs and dependents of the one Eslavath Rathnam who said to have been involved and died in a road accident said to have occurred on 06-09-2009. This respondent does not admit and specifically denies that the deceased was aged about 34 years and used to earn a sum of Rs. 6,000/- per month as a driver. Hence the petitioners are put to strict proof of the same with documentary evidence.

5. This respondent No.2 does not admit and denies the allegations regarding the manner in which the alleged accident said to have been occurred. The allegation is that on 06-09-2009 at about 04.15 PM while the deceased along with his wife were proceeding on Honda Activa bearing No. AP 9 AV 4639 from O.U. Colony towards Borabanda and when he reached near Shanker Tailor, Raidurgam, Suddenly One Ashok Leyland Tipper bearing Registration No. AP 28 Y 3137 came in a rash and negligent manner and dashed the deceased traveling Honda Activa due to which the deceased received severe head injury and multiple grievous injuries to all over the body and succumbed to the injuries on the spot is hereby by denied. Hence the petitioners are put to strict proof with documentary evidence. It is further put to strict proof with documentary evidence that the petitioners are the legal heirs and dependants on the earnings of the deceased.
6. The petitioners are put to strict proof with documentary evidence that P.S. Raidurgam has registered a case in crime No. 301/2009 against the driver of the Ashok Leyland Tipper bearing Registration No. AP 28 Y 3137. This Respondent humbly submits that since the alleged accident was occurred due to the sole/ contributory negligence of the deceased while he was driving the Honda Activa, the claim against this company itself is not maintainable and the same is liable to be dismissed with costs.
7. Without prejudice to the above contentions, this Respondent humbly submits that the petition is bad for non joinder of necessary parties i.e. the owner and insurer of the Honda Activa bearing No. AP 9 AV 4639.
8. This respondent company denies that this respondent No. 2's company has issued a policy No. 1801782343004053 in respect of Ashok Leyland Tipper bearing Registration No. AP 28 Y 3137. Hence the petitioners are put to strict proof of the same with correct particulars like as policy number, branch office etc., failing which the Respondent No. 2's company is not liable to pay the compensation, presuming that the above vehicle is not insured with Respondent No. 2's company and there is no existence of the policy as on the date of the alleged accident.
9. The petitioners are put to strict proof that the driver of the vehicle is having a valid driving license and the said Ashok Leyland Tipper bearing Registration No. AP 28 Y 3137 is not plying in violation of the provisions of M.V Act. and having a permit.

10. This respondent submits that as per 134 (C) of M.V Act, it mandatory duty of owner herein to furnish the particulars of policy, date, time and place of accident, particulars of injuries and the name of the driver and particulars of driving license but the owner herein has not complied with statutory demand. Hence this respondent is not liable to pay any compensation and the case is liable to be dismissed against this respondent for non - compliance of statutory demand.
11. This respondent further submits that as per sec. 158 (6) of M.V Act, 1988, it is mandatory duty of the concerned Police Station to forward all the relevant documents to the concerned insurer within 30 days from the date of information but the concerned Police Station failed to forward the documents and not complied with the statutory demand.
12. The respondent No.1 has not issued any notice about the alleged accident to this respondent No.2. Hence this respondent is at liberty to take all the general defences, which are available to the respondent No.1 under sec.170 (B) of M.V. Act besides the provisions under section 147 and 149 of M.V Act.
13. This respondent craves leave of this Hon'ble court to file an additional counter at a later stage and as and when the better particulars come to its knowledge.
14. Without prejudice to the above contentions the amount of Rs. 10,00,000/- claimed by the applicants with interest and costs is more excessive and exorbitant. If this Hon'ble court is awarding compensation the rate of interest may be restricted as per the prevailing bank rate that may be fixed by RBI and as per the Hon'ble Supreme Court and our Hon'ble high court judgment in the similar cases besides under interest Act.

Therefore it is prayed that this Hon'ble court may be pleased to dismiss the above petition against this respondent with costs. Else, the respondent's company will be put to irreparable loss.

COUNSEL FOR THE R.NO.2

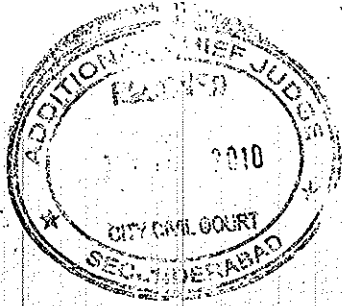
RESPONDENT NO.2

VERIFICATION

I, _____ s/o _____ Aged about _____ years,
working as _____ in the R-2's company, do hereby
declare and state that what all stated in the above paras are true and
correct to the best of my knowledge, belief and advice, hence verified on this
the day of _____ 2010 at Hyderabad.

RESPONDENT NO.2

Date:
Hyderabad:



IN THE COURT OF THE MACT CUM I
ADDL. CHIEF JUDGE
CITY CIVIL COURTS
AT SECUNDERABAD

O.P.NO. 518 of 2009

Between:

Smt E. Premalatha
& others

Petitioners

And

V. Venkatesh
and another

Respondents

COUNTER FILED ON BEHALF OF THE
RESPONDENT No. 2 i.e.,
THE RELIANCE GENERAL INSURANCE
CO.LTD.

Filed on: 18.05.2010

Filed by :

G.SRINIVASA CHARYULU
Counsel for Respondent No.2.

BEFORE THE MOTOR ACCIDENTS CLAIM TRIBUNAL-CUM-
I ADDL. CHIEF JUDGE: CITY CIVIL COURT AT SECUNDERABAD

O.P. No 578 of 2009

Between:

1. Smt. E.Premalata W/o late Eslavath Ratnam
aged 30 years; Occ: housewife;
 2. A.Venkatesh S/o Late Eslavath Rathnam
Aged 14 years, occ: Student;
 3. A. Revanth S/o Late Eslavath Rathnam
Aged 10 years, occ: Student;
(S.Nos.2 and 3 being minors rep. by their
Mother and natural guardian Petitioner No.1)
 4. E.Shivaiah S/o Samaiah, aged 60 years
Occupation: nil,
 5. Smt. E.Chandramma W/o E.Shivaiah, aged 55 years
Occupation: nil,
- All are R/o 12-10-219/A, Srinivasnagar
Warasiguda, Secunderabad.

... Petitioners

AND

1. V.Venkatesh S/o Achaiah
Aged major, occupation: business
5-119/1, Angaki Bazar,
Madhapur, Serilingampally
Ranga Reddy District.
2. Reliance General insurance Co, Ltd.,
rep. by its. General Manager, IV Floor,
Sagar Plaza, Abids, Hyderabad-01

... Respondents

(Policy No.1801782343004053
valid from 17.01.2009 to 16.01.2010
issued by branch office Himayatnagar, Hyderabad
pertaining to Ashok Leyland Lorry bearing Regn.No.AP28 Y 3137)

**CLAIM PETITION FOR COMPENSATION UNDER SEC.166 OF
M.V. ACT, 1983 AND RULE-457 OF A.P.M.V. RULES, 1989
R/W. SEC 163-A & 140 M.V. ACT, 1988**

The description and address of the Petitioner for service of notices, process, summons etc. is that the same as mentioned in the above cause title and also that of their Counsel, Sri C.Balagopal, Smt.Ameerunnisa Begum, K.Vijaya Saradhi and C.V.Chandramouli, Advocates, Flat No.103, Harivillu Apartments, Road No.11, West Marredpally, Secunderabad.

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E. SHIVAIAH

CHANDRAMMA

The address of the Respondents for service of notices, processes and summons etc., is that the same as mentioned in the above cause title.

I, Smt. E.Premalata W/o late E.Ratnam, do hereby apply for the grant of compensation for the death of my husband in a road accident. Necessary particulars in respect of the death, vehicle etc., are given below :-

1. Name and Son's name of the person deceased : Eslavath Ratnam
S/o Shivaiah
2. Full address of the Person : H.No.12-10-219/A,
Srinivasnagar, Warasiguda
Secunderabad.
3. Age of the person deceased : 34 years
4. Occupation of the person deceased : Driver
5. Name and address of the employer of the person deceased : Little Stars School
Road No.10C, Gayatri Hills
Jubilee Hills, Hyderabad.
6. Monthly income of the person deceased : Rs.6,000/- per month
7. Does the person in respect where the compensation is claimed pay Income Tax : Nil
8. Place, Date and Time of accident : On 06.09.2007 at about 4.15 pm
at Raidurgam, Serilingampally
Mandal
9. Name and address of the Police Station in whose jurisdiction the accident took place was registered : P.S. Raidurgam registered a
case in crime no.301/2009
U/s 304-A IPC.
10. Was the person in respect of whom compensation is claimed traveling by the vehicle involved in the accident. If so, give the name of places of starting of journey and destination. : Proceeding on Honda Activa
bearing Regn.No.AP9AV 4639
from O.U. Colony towards
Borabanda
11. Nature of Injuries sustained and continuing effect if any of the injury : Death

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SHIVARAH CHANDRANNA

- 12. Name and address of the Medical Officer/Practitioner if any, attended on the Dead : The Duty Doctor
Osmania General Hospital
Secunderabad.
- 13. Nature and period of the treatment and expenditure if any incurred thereon : Death
- 14. Disability for worker, if any caused : Death
- 15. Registration number and the vehicle involved in the accident. : Ashok Leyland Lorry Tipper
bearing Regn.No. AP28 Y 3137
- 16. Name and address of the Owner of the vehicle : Same as Respondent
No.1 shown in the Cause title
- 17. Name and address of the Insurer of the vehicle : Same as Respondent No.2
shown in the cause title.
- 18. Has any claim been lodged with Owner/Insurer and if so, with result : No
- 19. Whether the person injured had been involved in any road accident earlier : No
- 20. Whether the person injured had preferred claim for damages in any case earlier and if so, with what result. : No
- 21. Whether he is related to or has known to the respondent, if so, how? : No
- 22. Name and address of the Applicants : Same as Petitioners shown
in the cause title.
- 23. Relationship with the person deceased : Petr.No.s.1 is the wife
Petr. 2 and 3 are the children
4 & 5 are the parents of the
deceased
- 24. Title to the property of the dead : Legal Representatives

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25. Amount of compensation claimed : Rs. 10,00,000/-

i) For SPECIAL DAMAGES

(Particulars of loss expenses)

a) Loss of earnings from

b) Partial loss of earning from

c) Transport to Hospital

d) Extra nourishment and medicine

e) Damages to clothing and wrist watch

f) Others

ii) FOR GENERAL DAMAGES}

a) Compensation for pain and suffering

b) Compensation 'Under No fault liability'

c) Compensation for the continuing or permanent disability and loss of pleasure and amenities of life and loss of future earning power and loss of contortion

d) Compensation for the loss of life/future earning powers and maintenance/loss of Consortium (loss of conjugal happiness) to the petitioners

(THE PETITIONERS ARE CLAIMING Rs.10,00,000/- (RUPEES TEN LAKHS ONLY) IN ALL HEADS.

(GRAND TOTAL RUPEES TEN LAKHS ONLY IN ALL HEADS)

26. Any other information may be necessary helpful in the disposal of the claim, the Petitioners submit as follows

: Nil

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S. VARAHA



CHANDRAN/A

BRIEF FACTS OF THE CASE:

It is submitted that the Petitioner No.1 is the wife, Petitioners 2 and 3 are the minor children and Petitioners 4 and 5 are the parents of the deceased. The deceased was employed as Driver in Little Stars School, Gayatri Hills, Jubilee Hills, Hyderabad and was earning a sum of Rs.6,000/- per month and contributing the same to the welfare of the family.

That on 06.09.2009 at about 4.15 p.m. while the deceased along with his wife proceeding on Honda Activa bearing registration No.AP9 AV 4639 from O.U.Colony towards Borabanda, on the extreme left side of the road with great care and diligence and when he reached near Shanker Tailor, Raidurgam, suddenly one Ashok Leyland Tipper bearing Registration No.AP28 Y 3137 came in a rash and negligent manner with high speed dashed to the deceased vehicle due to which, the deceased received severe head injury and multiple grievous injuries to all over the body and succumbed to his injuries on the spot.

The deceased was heal and healthy at the time of accident. Due to the sudden death, the Petitioners were put to mental shock and agony. The deceased was the only breadwinner of the family and they do not have any other source of income to maintain themselves to except on the income of the deceased and they became dismal destitute in their lives. The future hopes of his family were shuttered down due to the sudden death of the deceased.

The P.S. Raidurgam registered a case in Crime No. 301 of 2009 under Section 304-A of IPC against the Driver of the Crime Vehicle and the same is pending.

The Respondent No.1 is the owner of the Crime Vehicle and the driver is working and acting in the course of employment with the Respondent No.1 and the Respondent No.2 is the insurer of the crime vehicle as such, both the Respondents are jointly and severally liable to pay the compensation to the Petitioners.

The Petitioners are residing at Srinivasnagar, Warasiguda, Secunderabad within the jurisdiction of this Hon'ble Court hence, this Hon'ble Court has got jurisdiction to try the case.

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The Petitioners have not filed any case or claim and petition in any other court of law for the compensation against the Respondents.

That the claim of the Petitioner are for Rs.10,00,000/- in the shape General damage and Court fee of Rs. _____ is paid under Rule 475/1B (d) of A.P.M.V.Rules 1964 which is sufficient and proper. Under Challan bearing No..... in Indian Overseas bank, Marredpally Branch at Secunderabad.

It is, therefore, prayed that this Hon'ble Court may be pleased to allow the petition and the Petitioners may be awarded the said compensation of Rs.10,00,000/- with costs and interest @ 18% p.a. from the date of this petition till realisation of the O.P. and grant such other relief as the Court deems fit and proper in the interest of justice.

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ಪ್ರಾರ್ಥನೆ

SHIVARAJH

Date : 06-10-2009

SECUNDERABAD

PETITIONERS

SHIVARAJH

COUNSEL FOR PETITIONERS

VERIFICATION

I, Smt. E.Premalata W/o late E.Ratnam, the Petitioner No.1 herein do hereby verify that the facts stated in the said claim petition are true and correct to the best of our knowledge and belief and information and the legal advice.

Hence, verified on this the 6th day of October, 2009 at Secunderabad.

ಪ್ರಾರ್ಥನೆ

DATE: 06.10.2009

SECUNDERABAD

PETITIONER

COUNSEL FOR THE PETITIONERS

BEFORE THE MOTOR ACCIDENTS
CLAIM TRIBUNAL-CUM- I ADDL. CHIEF
JUDGE: CITY CIVIL COURT
AT SECUNDERABAD

O.P. No of 2009

Between:

Smt. E.Premalata
& others

...Petitioners

AND

V.Venkatesh &
another

... Respondents

**CLAIM PETITION FOR
COMPENSATION UNDER SEC.166
OF M.V. ACT, 1983 AND RULE-457
OF A.P.M.V. RULES, 1989 R/W.
SEC.140 M.V. ACT, 1988**

Filed on: 06.10.2009

Filed by:

Sri C.BALAGOPAL
Advocate

Flat No.103, Harivillu Apartments,
Road No.11, West Marredpally
Secunderabad – 500 026.
Ph: 64570512

Counsel for Petitioners

BEFORE THE MOTOR ACCIDENTS CLAIM TRIBUNAL-CUM-
I ADDL. CHIEF JUDGE: CITY CIVIL COURT AT SECUNDERABAD

O.P.No. of 2009

Between:

Smt.E.Premalata & others

And

V.Venkatesh & another

Petitioners

Respondents

We, 1. Smt. E.Premalata W/o late Eslavath Ratnam, aged 30 years; Occ: housewife; 2. A.Venkatesh S/o Late Eslavath Rathnam, Aged 14 years, occ: Student; 3. A. Revanth D/o Late Eslavath Rathnam, Aged 10 years, occ: Student; (S.Nos.2 and 3 being minors rep. by their Mother and natural guardian Petitioner No.1 Smt.E.Premalata, 4. E.Shivaiah S/o Samaiah, aged 60 years Occupation: nil, 5. Smt. E.Chandramma W/o E.Shivaiah, aged 55 years Occupation: nil all are R/o Warasiguda, Secunderabad, the Petitioners herein do hereby appoint and retain

SRI C.BALAGOPAL
SMT.AMEERUNNISA BEGUM
K.VIJAYA SARADHI
C.V.CHANDRAMOULI
ADVOCATES

Advocate/s to appear for me/us in the above Suit/Appeal/Petition/Case and to Conduct and prosecute and defend the same and all proceedings that may be taken in respect of any Advocate/s to appear in all miscellaneous proceedings in the above suit or matter till all documents and draw any money that might be payable to me/us in the said suit or matter and I /We do further empower my / our Advocate/s to accept on my /our behalf service of notice of all or any appeal or petition filed in any Court or appeal Reference or Revision with regard to the said suit or matter before disposal of the same in Hon'ble Court.

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E. SHIVAIAH

CHANDRAMMA

Certified that the executant who is well is well acquainted with English, read this Vakalatnama that the contents of this Vakalatnama were read out and explained in Urdu/Hindi/Telugu to the executant he/she/they being unacquainted with English, who appeared perfectly to understand the same and signed or put his/her/there name or mark in my presence.

Identified by : Sri C.Balagopal, Advocate

Executed on this the 6th day of October, 2009

ADVOCATE

BEFORE THE MOTOR ACCIDENTS
CLAIM TRIBUNAL-CUM-
I ADDL. CHIEF JUDGE: C.C.C
AT: SECUNDERABAD

O.P. No of 2009

Between:

Smt. E.Premalata
& others ...Petitioners
AND

V.Venkatesh and another
... Respondents

VAKALATH
ACCEPTED

Filed on: 06.10.2009

Filed by:

Sri C.BALAGOPAL
Advocate

Flat No.103, Harivillu Apartments,
Road No.11, West Marredpally
Secunderabad - 500 026.
Ph: 64570512

Counsel for Petitioner

BEFORE THE MOTOR ACCIDENTS CLAIM TRIBUNAL-CUM-
I ADDL. CHIEF JUDGE: CITY CIVIL COURT AT SECUNDERABAD

O.P.No. _____ of 2009

Between:

Smt.E.Premalata & others

V.Venkatesh & another

And

Petitioners

Respondents

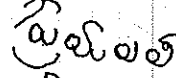
AFFIDAVIT

I, Smt. E.Premalata W/o late E.Ratnam, aged :30 years; Occ: housewife; residing at Srinivasanagar, Warasiguda, Secunderabad, do hereby solemnly affirm and state as follows:

1. I am the Deponent herein and the Petitioner No.1 in the main O.P. and as such I am well acquainted with the facts of the case.
2. I submit that I have filed a case along with my children and others for compensation on account of death of Husband in a road accident that occurred on 06.09.2009 at about 4.15 p.m at Raidurgam.
3. I further submit that myself and other Petitioners have not filed any case or claim or any petition in any court of law against the Respondents.

I, therefore, pray that this Hon'ble Court may be pleased to permit me to file and prosecute the above case, or otherwise, I will be put to irreparable loss and agony.

Sworn and signed before me
on this the 6th day of October, 2009
At : Secunderabad.


Deponent

Advocate / Secunderabad

BEFORE THE MOTOR ACCIDENTS
CLAIM TRIBUNAL-CUM-
I ADDL. CHIEF JUDGE: CITY CIVIL
COURT AT SECUNDERABAD

O.P.No of 2009

Between:

Smt. E.Premalata
& others

...Petitioners

AND

V.Venkatesh &
another

... Respondents

AFFIDAVIT

Filed on: 06-10-2009

Filed by:

Sri C.BALAGOPAL
Advocate

Flat No.103, Harivillu Apartments,
Road No.11, West Marredpally
Secunderabad - 500 026.
Ph: 64570512

Counsel for Petitioners

BEFORE THE MOTOR ACCIDENTS CLAIM TRIBUNAL-CUM-
I ADDL. CHIEF JUDGE: CITY CIVIL COURT AT SECUNDERABAD

O.P.No. of 2009

Between:

Smt.E.Premalata & others

Petitioners

And

V.Venkatesh & another

Respondents


AFFIDAVIT

I, ~~A SHANKAR REDDY~~ S/O ~~LATE A SHIVAIAH~~ Aged about 49 years, occupation: Private Service, R/o Warasiguda, Secunderabad do hereby solemnly affirm and state as follows:

1. I am the Deponent herein and the Third Party and as such I am well acquainted with the facts of the case.
2. I submit that I know the deceased Late E.Ratnam S/o Shivaiah who died in motor accident on 06.09.2009 at about 4.15 p.m, at Raidurgam and also I know the deceased family living behind her minor children who are residing in the same locality since 5 years.
3. I further submit that she doesn't have any adverse interest on behalf of her minor children only to file and prosecute the above case.

Hence this affidavit.

Sworn and signed before me
on this the 6th day of October, 2009
at : Secunderabad


Deponent

Advocate / Secunderabad

BEFORE THE MOTOR ACCIDENTS
CLAIM TRIBUNAL-CUM-
I ADDL. CHIEF JUDGE; CITY CIVIL
COURT AT SECUNDERABAD

O.P. No 518 of 2009

Between:

Smt. E.Premalata
& others ... Petitioners

AND

V.Venkatesh and another
... Respondents

V. Venkatesh S. Acharya
Durga Bharam Nagel
Filim Nagel J. Hillly.
H.Y.D -
U.No. 8-2-293/82/DBN/5/99/B

99 89777319

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THIRD PARTY AFFIDAVIT

Filed on: 06.10.2009

Filed by:

Sri C.BALAGOPAL
Advocate

Flat No.103, Harivillu Apartments,
Road No.11, West Marredpally
Secunderabad - 500 026.
Ph: 64570512