

Court No. - 6

Case :- WRIT - C No. - 35876 of 2023

Petitioner :- Jairam Singh

Respondent :- Dharmendra Shah

Counsel for Petitioner :- A.P. Singh, Sangeeta Gupta

Hon'ble Mrs. Manju Rani Chauhan, J.

Heard Mr. A.P. Singh, learned counsel for the petitioner and perused the record.

The writ petition has been filed by the petitioner with prayer to direct the Motor Accident Claim Tribunal, Kushinagar at Padrauna to decide the Motor Accident Claim Petition vide Case No.42/2023 (Jairam Singh and others vs. Dharmendra Shah), within stipulated period.

Learned counsel for the petitioner submits that the petitioner's wife met with an accident on 09.06.2022 and was hospitalized for almost two days and later died on 11.06.2022, therefore, a claim petition has been filed by the petitioner before Motor Accident Claim Tribunal, Kushinagar at Padrauna, which is pending. The evidence stage has been completed in the claim petition, hence, a direction may be issued to the tribunal to decide the same, within stipulated period.

No useful purpose would be served by keeping this petition pending in view of the order, which the Court proposes to pass hereunder.

Considering the facts and circumstance of the case, without expressing any opinion on the merits of the case, this writ petition is finally **disposed off** with a direction to the Motor Accident Claims Tribunal, Kushinagar at Padrauna to decide the aforesaid claim petition so filed by the petitioner, in

accordance with law, after giving opportunities of hearing to the parties, by means of a reasoned and speaking order, preferably within a period of **three months**, from the date of production of certified copy of this order, if there is no legal impediment.

Order Date :- 7.12.2023

Kalp Nath Singh