

Court No. - 6

Case :- WRIT - C No. - 36801 of 2023

Petitioner :- Nwaj Sharif Alias Imran

Respondent :- Sri Zubair And 2 Others

Counsel for Petitioner :- Amit Kumar Sinha, Deepali Srivastava Sinha

Hon'ble Mrs. Manju Rani Chauhan, J.

Heard Mr. Amit Kumar Sinha, learned counsel for the petitioner, and learned Standing Counsel for the respondents.

This writ petition has been filed by the petitioner with a prayer to direct the Motor Accident Claim Tribunal, Uttari, District Prayagraj to decide the M.A.C.P. No.241 of 2015 (Nwaj Sharif alias Imran vs. Zubair and others) within stipulated period.

Learned counsel for the petitioner submits that the petitioner had sustained serious injuries due to the accident occurred on 21.11.2014, therefore, a claim petition was filed on 15.05.2018, wherein the case is at the stage of examination of defence witness. Hence, a direction may be issued to the Motor Accident Claim Tribunal, Uttari, District Prayagraj to decide the aforesaid claim petition within stipulated period.

Learned Standing Counsel has no objection to the aforesaid.

Counsel for the parties agree that the writ petition may be disposed of finally at this stage without calling for a counter affidavit specifically in view of the order proposed to be passed today.

In view of the aforesaid, without going into the merits of the case of the petitioner, this writ petition stands ***disposed of*** with a direction to Motor Accident Claim Tribunal, Uttari, District Prayagraj to decide the M.A.C.P. No.241 of 2015 (Nwaj Sharif alias Imran vs. Zubair and others), on its own merit, in accordance with law, after hearing all the parties concerned, preferably within a period of four months from the date of production of certified copy of this order.

It is made clear that this Court has not examined the merits of the case of the petitioner and the authority concerned shall apply its own mind strictly in accordance with law.

Order Date :- 9.11.2023/Jitendra/-