

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION NO.4556/2017

Narayanrao Keshav Gophane .vs. Smt. Godavari Uttamrao Talana and Ors.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Mr. Y. P. Kaslikar, Advocate for petitioner.

CORAM : V.M. DESHPANDE, J.

DATED : FEBRUARY 8, 2021

Heard Mr. Kaslikar, learned counsel for petitioner.
Nobody appears for respondents, though served.

By this writ petition, petitioner is challenging the order passed by learned Member, Motor Accident Claims Tribunal, Amravati on 31.01.2017 below Exh.-5 in Motor Accident Claim Petition No.81/2016, whereby learned Member of the MA.C.T., Amravati, allowed the application filed on behalf of respondent nos. 1 to 3 under Section 140 of the Motor Vehicles Act and directed the petitioner and respondent no.4 to pay an amount of Rs.50,000/- towards compensation under Section 140 of the Motor Vehicles Act.

In an unfortunate accident, Uttamrao Talan was killed. He was husband of respondent no.1 and father of respondent nos. 2 and 3. The contention that was raised by the petitioner before the Court below and also before this Court that at the time of accident, the petitioner was not possessor of the vehicle since he has already sold the vehicle to the respondent no.4.

Admittedly, in the Regional Transport Office's record the petitioner is still shown as registered owner.

In that view of the matter, the learned Judge has rightly fastened the liability on the petitioner. There is no merit in this writ petition. The writ petition is, therefore, dismissed.

JUDGE

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