

concerned criminal court. The Investigating Officer shall submit a copy of the DAR before the concerned criminal court within seven days of submitting the same before the Claims Tribunal. The Investigating Officer shall also submit the copy of the award passed by the Claims Tribunal before the concerned criminal court within seven days of the passing of the award.

40. Copy of the award to be sent to the State Legal Services Authority

The Claims Tribunal shall send the copy of the award to the State Legal Services Authority.

41. Record of awards of the Claims Tribunal

The record of the awards passed by the Claims Tribunals shall be maintained in a chronological order according to the date of the award in such a manner that it is easy for the litigants/lawyers to ascertain whether the compensation has been received or not. The format of the record of the awards shall be in *Form-XVIII*.

42. Victim Impact Report (VIR) to be filed by State Legal Services Authority before the concerned criminal court

After the conviction of the driver in the criminal case, the concerned criminal court shall send the copy of the judgment as well as the affidavit of the accused with respect to his assets and income to the State Legal Services Authority, and they shall conduct a summary inquiry and submit a *Victim Impact Report (VIR)* before the concerned criminal court within thirty (30) days of the conviction, as per *Form-XII*.

FORM-I

FIRST ACCIDENT REPORT (FAR)

By Investigating Officer to Claims Tribunal
Within 48 hours of the receipt of intimation of the Accident
Copy to Victim(s), Insurance Company and State Legal Services Authority (SLSA)

FIR No.	31/2023
Date	on 16.10.23
Under Section	U/S 279/283 IPC & w/sec-8(b) of MH Act
Police Station	Ganubaltham Police Station Kaligay

1.	Date of Accident	on 15.10.23
----	------------------	-------------

2.	Time of Accident	11.30 hr.	
3.	Place of Accident	Kwapi Mai Batey PS Korubathar.	
4.	Source of Information	Driver/Owner <u>Narendra Kumar Pradhan</u> Victim Witness Hospital <input type="checkbox"/> Good Samaritan Police <input checked="" type="checkbox"/> Others (Specify)	
Name, mobile number & address of the Informant			
Name <u>Abi Barun Biswakarma</u>			
Mobile No. <u>263 973400398</u>			
Address <u>Korubathar PS Kalingan.</u>			
5.	Nature of Accident	Injury <input checked="" type="checkbox"/> Fatal <input type="checkbox"/> Damage/loss of property <input type="checkbox"/> Any other loss/injury <input type="checkbox"/>	
	Number of Vehicles involved	<u>SK01D-03630</u>	
	Whether Registration Number of the Offending Vehicle known	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
	Whether offending Vehicle impounded by the police	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
	Whether the driver of the offending vehicle found on the spot	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
	Number of Fatalities	<u>X</u>	
	Number of Injured	<u>Y</u>	
6.	Details of the Hospital where victim(s) taken		
	Hospital Name	<u>X</u>	
	Address	<u>X</u>	
	Doctor's Name	<u>X</u>	
7.	Availability of CCTV Footage	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
	If yes, CCTV Footage be preserved and be filed with DAR	<u>X</u>	
8.	Details of Owner(s), Driver(s) and Insurance of the Vehicle(s)		
	Details	Vehicle 1 (Offending vehicle)	Vehicle 2
	Vehicle Details	<u>SK07D-022G Tanker</u>	
	Vehicle Registration No.	<u>SK07D-022G / SK-01D-03630</u>	
	Driver Details		
	Name of the Driver	<u>Ajay Chhetri / 10 Harkabandhu Chhetri</u>	
	Address of Driver	<u>16 Mahitar Bangle East-district Sikkim</u>	
	Mobile No. of Driver	<u>9134808421</u>	
	Owner Details		
	Name of the Owner	<u>Narendra Kumar Pradhan</u>	
	Address of Owner	<u>1 Anmol filling station near side PWD road</u>	
	Mobile No. of Owner	<u>9434187987</u>	
	Insurance Details		

side PWD road
Tangth Bherock
East dist Sikkim

Bajaj Allianz General Insurance Co. Ltd

Insurance Policy No.		Policy No ALHA145556	
Period of Insurance Policy		08 March 2023 to 07 March 2024	
Name of Insurance Company		Bajaj Allianz General Insurance Co. Ltd	
Address of Insurance Company		101 Floor 2 E Plaza Airport Road, Gurgaon, Haryana 122006	

9. Details of Victim(s)

	Name	Deceased /Injured	Address & Contact Details
i.			
ii.			
iii.			
iv.			
v.			
vi.			

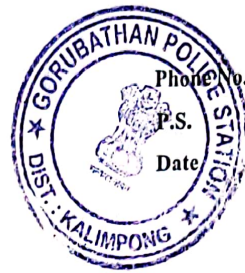
10. Other Accident Details

i.	Reporting Date & Time		
ii.	Landmark		
iii.	Severity	Fatal Grievous Injury Simple Injury Hospitalized Simple Injury Non Hospitalized No Injury	
iv.	Count of	Injured	Death
	Drivers		
	Passengers		
	Pedestrians		
	Animal		
v.	Collision Type	Vehicle to Vehicle Vehicle to Pedestrian Vehicle to Bicycle Vehicle to Tricycle Vehicle to Animal Driven Cart Vehicle to Animal Skidding	
vi.	Collision Nature	Head on Collision Hit Parked Vehicle Hit tree Hit Fixed/Stationary Object Hit from Back Hit from Side Run off Road Overturn Skidding /Overturn Sideswipe Vehicle Fell in Gorge/Ditch/Well Vehicle Fell in River	

vii.	Initial Observation of accident scene	Non Provision of Parapets/Crash Barrier on Outer Curve Long Distance Covered/Driver Restless
		Fell Down From Vehicle Illegal Parking on Road Blind Bend / Curve Alcohol abuse Carrying people in loaded vehicle Changing lane without care Dangerous Overtaking Distraction to Driver Driving against flow of traffic Drugs Abuse High Speed Inattentive Turn Accident Due to road Condition Accident Due to Weather Condition Accident due to Heavy Traffic Non-respect of rights of way rules Red Light jumping Overloaded Accident due to Vehicle Defect Over speed while crossing Zebra crossing Over speed while crossing speed breaker
viii.	Weather Condition	Sunny / Clear Cloudy Light Rain Heavy Rain Flooding of Causeway / Rivulets Hail/ Sleet Snow Smoke/ Dust Strong WindCold Hot
ix.	Light Condition	Day Twilight Darkness with street lights on Darkness with poor street light Darkness-No street light
x.	Accident Spot	Residential Zone Market Zone

		Institutional Zone Open Commercial ZoneSchool Zone College Zone Other Educational Institutional Zone (Specify) Govt. Institutional Zone Hospital Zone Industrial Zone Harbour Zone
xi.	Visibility	Less than 25 Meters 25 Meters 50 Meters 75 Meters 100 Meters and Above
xii.	Load Condition (1)	Excess Passengers Normally Loaded Empty Not Known
xiii.	Load Condition (2)	Excess Goods Goods Overheight Goods Rear Overhanging Goods Side Overhanging Normally Loaded Empty Not Known
xiv.	Road Classification	Expressway National Highway State Highway Major District Road Other District Road Village Road Arterial Road Sub Arterial Road Collector Road Local Road
xv.	Local Body	Corporation Municipality Panchayat

xvi. P.I.S./EMPLOYEE No. : _____



S.H.O./I.O

SI [Signature]
Phone No. : 0735012561
P.S. : Gorubathan B.P.G.
Date : 23/10/23

Documents to be attached:

i. Copy of FIR

Images/ Videos to be attached:

- i. Main Resting Place of Vehicle
- ii. Damage to Vehicle
- iii. Damage to Property
- iv. Obstructions of Objects on Road
- v. Junction/ Road Type
- vi. Road Surface
- vii. Skid Marks
- viii. Surroundings
- ix. Any feature which might have contributed to the accident
- x. Other Images
- xi. Other Vide



FIRST INFORMATION REPORT
(Under Section 154 Cr. P.C.)

3881

1st. Kalimpong P.S. *Gourubathan* Year *2023* FIR No. *31/23* Date *16/10/23*
2nd. Sections *279/283 IPC*
3rd. Act *sh see 8 (b) of NH Act.*
(a) Occurrence of Offence : Day *Sunday* Date From *15/10/23* Date To *15/10/23*
Time Period *15:30 hrs* Time To *17:30 hrs*
(b) Information received at P.S. Date *16/10/23* Time *00:55 hrs*
(c) General Diary Reference : Entry No(s) *366* Time *00:55 hrs*
Type of Information : *Written / Oral*
Place of Occurrence : (a) Direction and Distance from P.S. *35 kms. N from P.S.* Beat No. *12*
(d) Address *Kurugoni Maipatey, P.S. - Gourubathan, Kalimpong.*

(e) In case outside limit of this Police Station, then the

Name of the P.S.

District

Complainant / Informant :

(a) Name *ASI 265 Barun Biswakarma*
(b) Father's / Husband's Name
(c) Date / Year of Birth :
(d) Nationality *Indian*
(e) Passport No. Date of Issue : Place of Issue
(f) Occupation *Assistant Sub-Inspector of Police*
(g) Address *Gourubathan P.S., Kalimpong.*

Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary) :

①. Driver of vehicle bearing
Reg. No - SK 07 D - 0226
and ②. Driver of vehicle bearing
no - SK - 01 D - 4363

Reasons for delay in reporting by the Complainant / Information

N.A.

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

A separate copy of seizure is enclosed herewith.

Total value of properties stolen / involved

N.A.

Inquest Report / U.D. Case No., if any

FIR Contents (Attach separate sheets, if required) :

The original written complaint - which is treated as FIR is enclosed herewith.

Action taken : Since the above report reveals commission of offence(s) as mentioned at item No. 2., registered the case and took up

investigation / directed *SI Rajeshwar Prasad*

investigation / refused investigation / transferred to P.S.

jurisdiction. FIR 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

15. Date & Time of despatch to the court :

SI. Rajeshwar Prasad
Signature of the Officer-in-Charge, Police Station
Name : *Rajeshwar Prasad*
Rank : *SI of Police*
Dist. : *Kalimpong*
Gourubathan P.S.

दिनांक १६/१०/२०२३

सैवामा,

थाना प्रभारी
प्रहरी कार्यालय
गौरवघात जिल्ला कालिम्पोङ्ग

विषय - गाडी दुर्घटना भएर राज्य राजमार्ग अपरधीत
भएर बाधित उपुरी कर्ता ।

महाराज,

म ASI 265 Babun Bishwakarma गौरवघात थानामा
कार्यरत हपुरलाई था लिखित जानकारी गराउन चाहन्छु । हिन
दिनांक १५/१०/२३ का दिन म मोवाइल भैत झुली गरिरहेको समय
मलाई गौरवघात थानाबाट समय दिउँसो १:३० बजेतिर कोठ
मार्फत जानकारी गरायो कि कुवापानी, माईपातेमा तरल पदार्थ
पेट्रोल लिएर जाँदै गरेको गाडी बाटोमा पल्टेर दुर्घटना भएको छ
भनेर । म लगातार घटना स्थल माईपाते पुगेर हेर्दा स्थल पेट्रोल लिएर
कालेम्पोङ्ग जाँदै गरेको गाडी नम्बर SK ०७ D ०२२६ (tanker) बाटोमा
पल्टेर दुर्घटना भएर बाटो जाय अपरधीत भएको थियो । उक्त दुर्घटना
भएको गाडीले राज्य राजमार्ग जाय अपरधीत गराएको समयमा अर्को
वृक गाडी नम्बर SK ०१ D ५३६३ अपरजस्ती अपरधीत भएको बाटोबाट
जानु चाँडै बाटो हेउको नालीमा फसेर दुईवटा गाडीले ३ धण्टाको
राज्य राजमार्ग सम्पूर्ण खपल अपरधीत गरायो ।

यसैथ दुईवटा गाडीले ३ धण्टा राज्य राजमार्ग
अपरधीत गराएर थातायत ठप्प गराएको खण्डमा उचित कार्यपद्धि
को उम्माग बारण्डहु ।

Received on 16/10/23 at 12:55 hrs
note GPO No - 266 and checked
Gourabhan P.S. Case No - 31/23
date 16/10/23 u/s - 279/283
IPC s/o adding section 8(S)
of MH Act and endorsed to
SI Refuse Kahan for investigation.

हपुरको पिस्वासी
ASI- २६५
गौरव विभावरा

61. Registrar P.N.
16/10/2023
Officer - In - Charge
Gorubathan P.S.
Dist. : Kalimpong



UNION OF INDIA **Driving Licence**
GOVERNMENT OF SIKKIM



SK05 2014 0000707

Date of Issue

06-06-2014

Validity

(NT) 05-06-2034

(T) 19-05-2027



Date of Birth

04-02-1994

Blood Group

A+

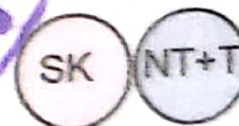


Name

AJAY CHETTRI

Father's Name

HARKA BAHADUR CHETTRI



SK05 2014 0000707



MCWG

06-06-2014



LMV

06-06-2014



TRANS

06-06-2014

Mobile No.

*****8421

Endorsement Date

20-05-2022

Endorsement No.

SK04 /DLR/0000491/2022

SK

Present Address

MAJHITAR,
RANGPO,EAST DISTRICT,SK,737132

Name / Designation of testing authority

A. Chatterjee

Holder's Signature

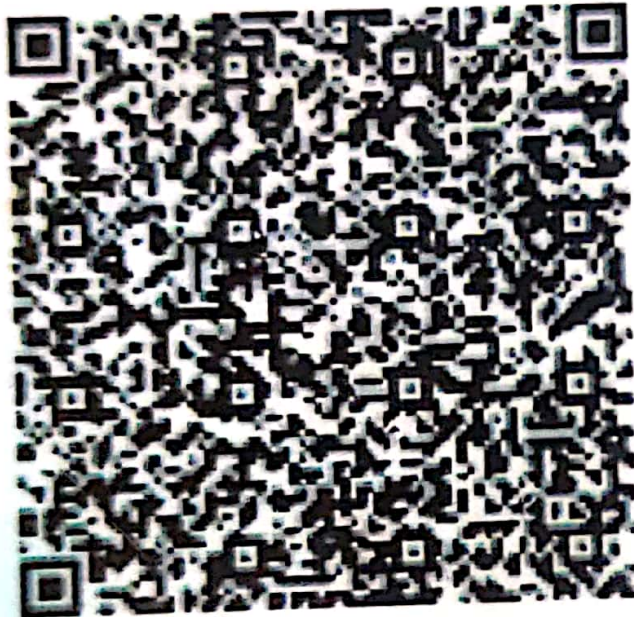
Licensing Authority
Motor Vehicle Division
Jorethang, Sikkim
RTO, JORETHANG, SOUTH SIKKIM

Form 7 Rule 16(2)



Vehicle Class: GOODS CARRIER (HGV)

Regn. Number
SK07D0226



Month-Year of Mfg.
02-2021

No. of Cylinders 4

No of Axle 2

Maker:
ASHOK LEYLAND LTD

Model:
CA1415/39 H CC

Color:
NP BROWN

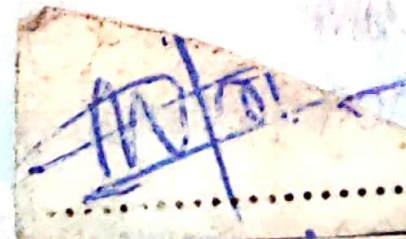
Seating(in all) Capacity
3

Unladen / Laden Weight (Kg)
4180 / 14050

Cubic Cap. / Horse Power (BHP/Kw) Wheel Base(mm)
3840.00 / 147.40 3970

Financier:
AXIS BANK LTD

/ Body Type:
/ TANKER



Registration Authority
Pakyong

Form 23A



सत्यमेव जयते

Indian Union Vehicle Registration Certificate

Transport Department, Govt of Sikkim



Regn No
SK07D0226

Date of Regn.
22-06-2021

Regn. Validity
As per Fitness

Owner Serial

1

Chassis No
MB1AYGCD5MRKK6727

Engine/Motor No
MKEZ402883

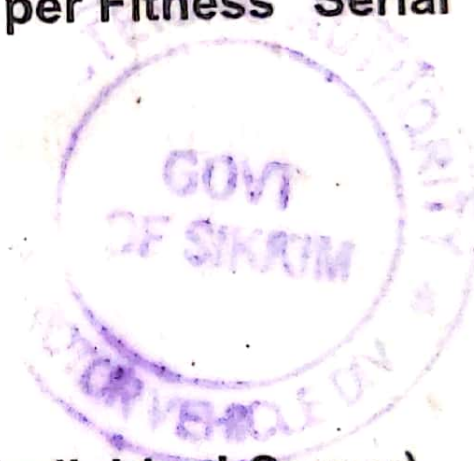
Owner Name
NARENDRA KUMAR PRADHAN

Son/Daughter/Wife of (In case of Individual Owner)
MAN BAHADUR PRADHAN

Address
C/O ANMOLE FILLING STATION,, ROAD LEVEL
SIDE PWD ROAD, TARPIN, RHENOCK, EAST DISTRICT-
SIKKIM-737123

Fuel
DIESEL

Emission Norms
BHARAT STAGE
VI



Card Issue Date (21-09-2021)



[See rules 115 (2)]

Pollution Under Control Certificate

Authorised By :
Government of West Bengal

Date : 25/05/2023
Time : 13:25:37 PM
Validity upto : 24/05/2024



Certificate SL. No. : WB07101420001981
Registration No. : SK07D0226
Date of Registration : 22/Jun/2021
Month & Year of Manufacturing : February-2021
Valid Mobile Number : *****5652
Emission Norms : BHARAT STAGE VI
Fuel : DIESEL
PUC Code : WB0710142
GSTIN : 19ATWPA9634M2ZR
Fees : Rs.100.00
(GST to be paid extra as applicable)
ML observation : No

Vehicle Photo with Registration plate
60 mm x 30 mm



Sr. No.	Pollutant (as applicable)	Units (as applicable)	Emission limits	Measured Value (upto 2 decimal places)
1	2	3	4	5
Idling Emissions	Carbon Monoxide (CO)	percentage (%)		
	Hydrocarbon, (THC/HC)	ppm		
	CO	percentage (%)		
High idling emissions	RPM	RPM	2500 ± 200	
	Lambda	-	1 ± 0.03	
Smoke Density	Light absorption coefficient	1/metre	0.7	0.41

This PUC certificate is system generated through the national register of motor vehicles and does not require any signature.

Note : 1. Vehicle owners to link their mobile numbers to registered vehicle by logging to <https://puc.parivahan.gov.in>

Authorised Signature with stamp of PUC operator
60mm x 20 mm

AUTHORISATION LETTER

TO

Sri/Smt/Miss Ajay Chhetri
Son/Daughter/Wife of Harka Bahadur Chhetri
Address Mathina Hat, Shumlang
Shulgeri, Taluk, 736 202
Driving Licence No. WB 71 2018 0958 707 Book No.



Reg : Authorisation to drive the vehicle

Number : SK 01D/0226
Chassis No : MB1AY6CDSMRKK6727
Engine No : MKEZ402883
Model : CA1415/39
Class of vehicle Tanker (Goods Carrying)

I, the undersigned, am the Registered owner of the above vehicle do hereby authorise to the above person to drive my vehicle (above vehicle mentioned) on road and handed over the said vehicle to the above person including all the relevant document for driving the vehicle on road.

I do hereby undertake to declare that if anything happen on road during the plying of the vehicle, the above mentioned Driving will face and maintain all the matter i.e Motor vehicles Department / Police / Court etc.

The specimen signature of the Driver is attested by me hereunder.

[Signature]
Signature of the driver

[Signature]
Signature of the registered owner

ATTESTED BY ME.

Name Narendra K. Pradhan
Son / Daughter / wife of Late M. B. Pradhan
Address Namchi, Sikkim
Sikkim

Signature of the

Registered owner,

Vehicle Number SK 07D-0226

Dated 28/08/23

VALID UPTO 27.02.2024



Bajaj Allianz General Insurance Co. Ltd.
Goods Carrying Vehicle - PACKAGE POLICY - Certificate Cum Policy Schedule Cum Receipt
 (FORM 51 OF THE CENTRAL MOTOR VEHICLE RULES, 1989) UIN: IRDANI113RP0027V01200102

Policy No. ALH/145556
 Issued On 07 Mar 2023 12:23AM
 Insured Name MR. NARENDRA KUMAR PRADHAN
 Insured Add. UPPER SINGHITHANG MW, NEAR CENTRAL PARK, NAMCHI NAMCHI MUNICIPAL COUNCIL, NAMCHI, SIKKIM-737126, GSTIN No: 11ARUPK7692K1Z2
 Proposal No. & Date P20809928, 07 Mar 2023
 Period of Insurance 08 Mar 2023 12:00AM to 07 Mar 2024 11:59PM (Midnight)
 Previous Policy No. ALH/127879
 Previous Insurer Bajaj Allianz General Insurance Co. Ltd.
 Nominee Name
 Servicing Office of Insurer: Galaxy House, 4th Floor, Near PC Mittal Bus Stand, Sevoke Road, Siliguri - 734001, , , SILIGURI, WEST BENGAL-734001, (State Code-19)

AN: AABCB5730G GSTIN: 19AABCB5730G1ZU

Make	Model	Variant	Cubic Capacity/GVW	Manufacturing Year	Seating capacity
ASHOK LEYLAND	ECOMET 1415 HE	3970MM WB CHASSIS FITTED WITH DAY CABIN & HSD	14050	2021	
Vehicle Type	Vehicle Sub Class	Carrier Type	Fuel Type	Engine No.	Chassis No.
GOODS CARRYING	TANKER	PUBLIC	DIESEL	MKEZ402883	MBAYG005MR88K0
Elec. Accessories	Non-Elec. Accessories	CNG/LPG Kit	RTO	Registration Date	Vehicle Reg No./Trailer Reg No.
0	0	0	PAKYONG	22 Jun 2021	SK 07 D 0220
MC/Compressor S.No.	Hypothecation/Lease*	IDV of Chassis	IDV of Body/RMC	Trailer	Total IDV
	Yes	1511213	0	0	1511213

Schedule of Premium (Amount in Rs.)

Own Damage Premium (A)	Liability Premium (B)
Basic Premium	Basic Third Party Liability
Vehicle	Third Party Liability For Bi-Fuel Kit
Trailer	Compulsory PA Cover For Owner Driver Of Rs. 0
Non-Elec. Accessories	Legal liability to Driver (1) / Cleaner (1) / Helper (0) / Conductor (0) (IMT - 28)
Elec. Accessories (IMT-24)	PA Cover For Persons other than Owner Driver
CNG/LPG Kit (IMT - 25)	IMT - 34 TP
Sub Total (Basic Premium)	Non Fare Paying Passenger (0)
Geographical Area Extension (IMT-1)	Geographical Areas Extension
IMT - 23	Trailer
IMT - 34	Net Liability Premium (B)
	Total Premium (A+B)
	OD IGST (18.00%)
	TP IGST (12.00%)
Add On (NIL DEP, TOWING)	
Total Add On	Gross Premium Paid
Sub Total-Addition	
Deductibles	
No Claim Bonus (20%)	
Sub Total (Deductibles)	
Net Own Damage Premium (A)	

We hereby declare that though our aggregate turnover in any preceding financial year from 2017-18 onwards is more than the aggregate turnover notified under sub-rule (4) of rule 48, we are not required to prepare an invoice in terms of the provisions of the said sub-rule.

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 Act, 1988. The Policy does not cover use for a) Organised racing b) Pace Making c) Reliability Trials d) Speed Testing.

Driver's Clause: Any person including the insured: Provided that the person driving holds an effective driving license at the time of the accident and is not disqualified from holding or obtaining a license. Provided also that the person holding an effective learner's license may also drive the vehicle & that such a person satisfies the requirements of Rule 3 of the Central Motor Vehicle Rules, 1989.

Limits of Liability Clause: Under Section II -1(i) of the Policy - Death of or bodily injury - Such amount as is necessary to meet the requirements of the Motor Vehicles Act, 1988. Under Section II -1(j) of the Policy - Damage to Third Party Property - Rs.750,000 - In respect of any one claim or series of claims arising out of one event. Personal Accident cover for Owner - Driver under Section II -1(k) of the Policy - Capital Sum Insured (CSI) - 1500000.0/-.

Disclaimer: The Compulsory Personal Accident cover has not been opted in this policy as the owner does not have a valid driving license.

Grievance Clause: For resolution of any query or grievance, Insured may contact the respective branch office of the company or may call at or may write an email at AGIC_COE_FINANCE@bajajallianz.co.in. In case the insured is not satisfied with the response of the office, insured may contact the Grievance Officer of the Company at AGIC_COE_FINANCE@bajajallianz.co.in. In the event of unsatisfactory response from the Grievance Officer, he/she may, subject to vested jurisdiction, approach the Insurance Ombudsman for redressal of grievance. Details of Insurance Ombudsman offices are available at IRDA website: www.irda.org, or on the website of General Insurance Council: www.bajajallianz.com or on the website of the company (bajajallianz.com). The Policy wording is available on request at free of cost. The Same can be downloaded from our Website (bajajallianz.com).

P/Lease/Hire Pur. Agreement with: AXIS BANK LTD, SILIGURI - SILIGURI

ISP Code: AB-MAL000032, **MISP Name:** SONA WHEELS PVT LTD, DP Name: DEB KUMAR CHAKRABORTY, DP Code: AB-DPAL000313-

Claim Assistant Contact: 18002095858

Registered Office of Insurer: Bajaj Allianz General Insurance Co. Ltd., 1st Floor, GE Plaza, Airport Road, Yerwada, PUNE, MAHARASHTRA-411006

Important Notice: The insured is not indemnified, if the vehicle is used or driven otherwise than in accordance with the schedule. Any payment made by the company by reason of wider terms appearing 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 & RIGHT OF RECOVERY". For legal interpretation, English version will hold good.

AC No: 997134 **Description of service:** Motor Insurance **Place of supply:** SIKKIM (State Code-11)

We hereby certify that the policy to which this certificate relates as well as this certificate of insurance are issued in accordance with the provisions of Chapter X and Chapter XI of Motor Vehicle Act, 1988.

For & On Behalf of Bajaj Allianz General Insurance Co. Ltd.



[Signature]
 Authorized Signatory