

Sub: Accident cases and provision of copies of documents.

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Section 158 (6) of Motor Vehicle Act, 1988 read with Rule 150 of Motor Vehicle Rules 1989 stipulates that when any information regarding any accident involving death or bodily injury to any person is reported at the Police Station, the Officer-in-charge of the Police Station shall forward the copy of the same to the claims Tribunal having jurisdiction and shall furnish all information regarding the accident as prescribed in Form No. 54.

Form 54
(See Rules 150(a) & (2))

1. Name of the Police Station ..
2. Case No. and Sections of Law ..
3. Date :
4. Full address of the injured/ deceased. ..
5. Name of Hospital to which he/she was removed. ..
6. Registration No. of the vehicle and type of the vehicle. ..
7. Driving Licence Particulars :
 - (a) Name & address of the Drivers ..
 - (b) Driving licence No. & date of expiry. ..
 - (c) Address of issuing authority ..
 - (b) Badge No. (in case of Public Service Vehicle). ..
8. Name & address of the owner of the vehicle at the time of accident. ..
9. Name and address of the Insurance Company with whom the vehicle was insured and particulars of the Divisional Officer of the said Insurance Company. ..
10. Number of Insurance Policy/ Insurance Certificate and the date of validity of Insurance Policy/Insurance Certificate. ..

- 11. Registration Particulars of the vehicle (class of vehicle) ..
 - (a) Registration No.
 - (b) Engine No.
 - (c) Chassis No.
- 12. Route Permit Particulars ..
- 13. Action take, if any and the result there of. ..

This is the mandatory provision in the Act and Rule. Direction on the score was given by the Hon'ble High Court in Srikantha Kumar Mishra and others - Vrs - District Judge - cum - M.A.C.P., Balasore 78 (1994) CLT 625 to follow the procedures scrupulously.

It is a matter of concern that still Officers-in-charge and Inspectors-in-charge of Police Stations are not following correctly the procedure laid down. It is further noticed that officers seizing the driving licences, policies of Insurance and Certificates of registration at the spot of accident or during investigation from the drivers/owners of vehicles do not keep full copies of these documents containing full particulars of Insurance Company e.g. name etc. before releasing them in zima, which are very much required for the adjudication of motor accident claims. It is hereby directed that all Investigating Officers of M.V. accident should keep Xerox copies of the said documents duly attested by a Gazetted Officer, before releasing in zima the vehicles and the documents to the concerned persons. The Officers-in-charge of Police Stations are further directed to provide Xerox copies of such reports to the Insurance Companies and copies of the same to the claimants or their advocates, required for them for filing claim cases before the Motor Accident Claims Tribunals. The Ss.P. of the district should also during visit to P.Ss. check/ensure that there is no delay in making available these copies to the claimants or their representatives.

[Handwritten Signature]
6.8.99

Director General and Inspector
General of Police, Orissa, Cuttack.

Memo No. 18011 /LNI DTD: 6.8.99.

Copy to all Heads of Department of Police for information and necessary action.

Ss.P. are requested to circulate the same amongst all the officers.

D. J. Mahapatra
6.8.99

Director General and Inspector
General of Police, Orissa, Cuttack.