**Format of Affidavit for Consumer Case for Vehicle Insurance Claim**

BEFORE THE PRESIDENT DISTRICT CONSUMER DISPUTES REDRESSAL FORUM, \_\_\_\_\_, \_\_\_\_\_

Complaint No.\_\_\_\_\_ of \_\_\_\_\_ Under Consumer Protection Act

\_\_\_\_\_

…..Complainant
Versus
\_\_\_\_\_                                   …..Respondents

Complaint under section \_\_\_\_\_ of the consumer Protection Act, \_\_\_\_\_

EVIDENCE BY WAY OF AFFIDAVIT OF THE COMPLAINANT

I, \_\_\_\_\_ son of \_\_\_\_\_ resident \_\_\_\_\_ at present Resident of \_\_\_\_\_ do hereby solemnly affirm and declare as under:-

1-    That the deponent is the consumer of the respondent as defined under the consumer protection Act, \_\_\_\_\_.

2-    That the deponent is the registered owner of the vehicle \_\_\_\_\_ bearing its Registration No. \_\_\_\_\_ Engine No. \_\_\_\_\_, Chassis No. \_\_\_\_\_, Model \_\_\_\_\_. The said vehicle was get insured by the deponent with the respondent insurance company vide insurance policy No. \_\_\_\_\_ which was valid with effect from \_\_\_\_\_ to midnight of \_\_\_\_\_ covering all type of risks therein. As per the insurance policy issued by the respondent to the deponent , the said vehicle was get insured for the amount  of \_\_\_\_\_/- (\_\_\_\_\_) . A photocopy of the insurance policy and a photocopy of Registration Copy of \_\_\_\_\_ No. \_\_\_\_\_ are exhibited herewith as \_\_\_\_\_.

3-    That at the time of issuance of the above said insurance policy, the respondent had assured the deponent that the respondent would pass insurance claimed and make the payment of the claimed amount immediately, if the said vehicle will meet with accident or will be stolen at any point of time with  in the validity period of the said insurance policy .

4-    That in the mid night of \_\_\_\_\_ at about \_\_\_\_\_. The deponent parked his above said \_\_\_\_\_ in front of \_\_\_\_\_ in \_\_\_\_\_, but the said vehicle was stolen by someone in the night of \_\_\_\_\_. The deponent searched the said vehicle everywhere, but the where about of the said vehicle were not traced by the deponent. Hence the deponent got registered the FIR in the police station \_\_\_\_\_ bearing its FIR  No. \_\_\_\_\_, dated \_\_\_\_\_ U/S. \_\_\_\_\_IPC regarding the theft of the said \_\_\_\_\_ against unknown thief. The copy of the FIR is exhibited herewith as \_\_\_\_\_.

5-    That just after the steeling of the said vehicle of the deponent intimated the respondent and also submitted the FIR and all the relevant documents to the respondent regarding the steeling of the said vehicle.

6-    That then after the deponent approached the respondent and requested to make the payment of the insured amount by raising the insurance claim in the office of the respondent. In this regard the respondent had issued the claim no. \_\_\_\_\_ and the respondent demanded the copy of the untraced  report or final report from the deponent on \_\_\_\_\_.

7-    That upon the application of the deponent the Hon’ble court of \_\_\_\_\_, has declared the above-mentioned vehicle as untraced vide its order dated  \_\_\_\_\_. The copy of the order dated \_\_\_\_\_ is exhibited herewith as \_\_\_\_\_.

8-    That then after the deponent personally visited the office of the respondent and met with the respondent and again approaching for claim in writing and submitted the final report along with the copy of the untraced report, photocopy of insurance policy , copy of the FIR, NCR  Report, and copy of the R.C. of the said vehicle vide application dated \_\_\_\_\_.

9-    That the respondent being the insurer of the above mentioned vehicle of the deponent and the above said  vehicle has been stolen in the validity period of insurance policy, hence the respondent is liable and duty bound to pay the insurance claim as per the terms and conditions of the said policy to the deponent as soon as, but the respondent is trying to escape from their responsibility and liability to make the payment of the claimed amount to the deponent in arbitrary manner, hence the deponent  is legally entitled to recover the amount of insurance claim along with interest from the respondent as per the terms and conditions of the insurance policy .

10-    That the cause of action to file the present complaint accrued on each and every date when the deponent requested the respondent to make the payment of the insurance claimed amount and the cause of action finally accrued on \_\_\_\_\_ when the respondent has finally refused to make the payment of the insurance claimed amount to the deponent.

11-    That the relevant documents which are produced before this Hon’ble Forum may kindly be read in my evidence.

**Verification:-**

Deponent

Verified that the above contents of this affidavit are true and correct to the best of my knowledge and belief and nothing has been concealed therein
Verified at \_\_\_\_\_ on \_\_\_\_\_

Deponent