

# High Civil Court comes to aid of woman injured in accident

Bahraini woman awarded BD5,000 insurance compensation

TDT | Manama

An insurance company has been ordered by the High Civil Court to pay BD5,000 in claim money to a Bahraini woman who suffered a 12% disability in an accident.

The verdict came in a case filed seeking BD8,000 in compensation from the insurance company and the vehicle's driver, who got implicated in the accident.

Court files say the woman was walking with her daughter when



the speeding vehicle came in a negligent manner and hit them.

The medical report says both the woman and her daughter sustained injuries due to the impact.

In a filing before the court, the injured woman's lawyer accused the driver of the car of reckless driving, citing a Bahrain's court judgement implicating the car's driver in the accident.

"The authorities had pressed criminal charges against the woman in the accident," the woman's lawyer told the court.

**A medical report filed before the court showed that the woman suffered a 12% disability in the accident.**

"This makes the injured woman eligible to receive a suitable compensation, considering the nature of her injuries," the lawyer argued.

A medical report filed before

the court showed that the woman suffered a 12% disability in the accident.

Issuing the verdict, judges viewed that the accident occurred due to negligent driving and that the insurance company is liable to cover the compensation as per law.

The woman filed the case seeking BD8,000 as compensation. However, after studying an expert report assessing the woman's injuries, the court ordered the insurance company to pay BD5,000.

# 10-year-old illegal construction: Court revokes demolition order & fine, citing forfeiture law

● Villa owner served with demolition order in 2020

● He contested that order, wins

● Authority serves new notice again for demolition

● New court battle begins

TDT | Manama

A Bahraini man who fought criminal charges and demolition threats over a 10-year-old construction can now heave a sigh of relief for the High Appeals Court told the authorities they had exhausted their right to litigate against the illegal construction after three years of inaction.

"If three years have passed since the date of the incident without filing a lawsuit, the right to file a lawsuit has forfeited," the court said, overruling an order to remove the rooms built ten years ago.

Ruling in favour of the accused, the court described the



Representative picture

crime as 'instantaneous' and not 'continuous'.

An 'instantaneous' crime is a crime which is fully consummated or completed in and by a single act. Arson, murder and the like are examples of such crimes. It is different from crimes which involve a series or repetition of actions.

"The villa owner had expanded the first floor without obtain-

ing a licence from the competent authority. However, he had completed that act with the end of construction and never repeated it," the court said.

"Therefore, it's an 'instantaneous' crime.

"Besides, if three years have passed without filing a lawsuit, the competent authority also forfeits its right to file a lawsuit. "Therefore, the court rules

in favour of the appellant," the verdict said.

The court also overruled the criminal charges, citing the expiry of the criminal case by lapse of time.

**How did it all start?**

Incidents leading to the protracted court battle started with the appellant building a room, with an attached bathroom, over

his garage, without obtaining a building permit 10 years back.

However, the man said he received the shock of his life on the 6th of December 2020 on that account.

On that day, he said the authorities served him with a notice describing the 10-year-old construction as illegal.

The notice said the construction is illegal as the owner did it without obtaining the necessary licence from the competent authority.

Lawyer Riyadh Al Sindi, representing the appellant, told the court that it's illogical for the authority to ask the appellant to remove the construction now.

The notice said the man should remove the violating construction within two months at his expense.

The Public Prosecution had also slapped him with a fine of BD1,000.

However, the man approached the Court of First Instance against the notice and got a ruling in his favour.

The court also dropped the criminal charges pressed against him.

However, that doesn't prevent the authorities from moving against the man.

Despite the court ruling, the man said authorities pressed

criminal charges on him again and slapped him again with a BD1,000 fine.

This time, the man told the court that the order was to remove the violations within three months, forcing him to file an appeal again.

The man's lawyer also filed a memorandum requesting to assign an expert to examine the rooms in question.

The expert confirmed to the court that construction - a room and a bathroom on the first floor-- was built ten years ago.



**An 'instantaneous' crime is a crime which is fully consummated or completed in and by a single act. Arson, murder and the like are examples of such crimes. It is different from crimes which involve a series or repetition of actions.**

Dr Mohamed bin Mubarak Bin Daina, the Minister of Oil and Environment, and Special Envoy for Climate Affairs, yesterday stressed the role of the Prime Minister's Fellowship Programme in developing Governmental work streams. This came during his meeting with the fellows of the seventh batch of the Prime Minister's Fellowship Programme. Dr Dina reviewed the responsibilities of the Ministry of Oil and Environment to develop sustainable policies for the oil and environment sector and the role of the executive body of the Supreme Council for Environment, headed by His Highness Sheikh Abdullah bin Hamad Al Khalifa, the personal representative of His Majesty the King, Chairman of the Supreme Council for the Environment. The discussion also focused on the modernisation of the Bahrain Refinery - one of the largest and most important strategic projects in the Bahrain Petroleum Company (Bapco).

