

IN THE HIGH COURT OF THE REPUBLIC OF SINGAPORE

HC/S 589/2020

Between

DANNY RAJ A/L MUNIAPPAN
(Malaysia Malaysian ID 921030075297)

...Plaintiff(s)

And

ANG ZHIQIANG
(NRIC No. S8331354D)

...Defendant(s)

DEFENCE

1. Save that, at all material times, the Defendant was the driver of SFJ 1223T (hereinafter the “Defendant’s Vehicle”), paragraph 1 of the Statement of Claim is not admitted.
2. Save that, on or about 24 July 2017 at or about 10.45 a.m., along Seletar Expressway towards Bukit Timah Expressway before Lentor Avenue Exit (hereinafter the “SLE”), a collision occurred involving motorcycle JLX215 (hereinafter the “Plaintiff’s Motorcycle”) ridden by the Plaintiff and the Defendant’s Vehicle, all allegations against the Defendant contained in paragraphs 2 and 3 of the Statement of Claim, including the particulars of negligence therein, are denied.
3. The Defendant avers that the Defendant’s Vehicle had suddenly stalled along the extreme right lane of the SLE. The Defendant had switched on

his hazard lights and opened up his rear car boot to alert other road users and was about to alight to place Breakdown Warning signs when the Plaintiff's Motorcycle collided into the rear of the stationary Defendant's Vehicle with great force.

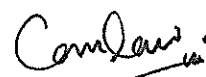
4. The Defendant further avers the aforesaid collision was caused solely or contributed to by the negligence of the Plaintiff in the riding, control and/or management of the Plaintiff's Motorcycle

PARTICULARS OF NEGLIGENCE OF THE PLAINTIFF

- (a) Failing to keep any or any proper lookout or to have any or any sufficient regard for traffic;
- (b) Riding at too fast a speed in the circumstances;
- (c) Failing to ride with due care or caution;
- (d) Failing to keep to a safe and reasonable speed and distance while riding along the SLE so as to be able to deal with the ordinary exigencies of traffic;
- (e) Failing to see in time or at all the Defendant's Vehicle which was stationary ahead of him along the extreme right lane with its rear boot open and hazard lights on to alert other road users;
- (f) Filtering across from the 3rd lane from the right into the extreme right lane with great speed;
- (g) Overtaking SLC8829Y (the vehicle immediately behind the Defendant's Vehicle which had slowed down and stopped due to the stalled Defendant's Vehicle) from the right which was unsafe and dangerous;

- (h) Failing to steer a safe course from the Defendant's Vehicle which had stalled and was stationary on the extreme right lane of the SLE with its rear boot open and hazard lights on to alert other road users;
 - (i) Colliding into the rear of the Defendant's Vehicle with great force thereby causing himself to sustain injuries;
 - (j) Failing to stop, slow down, swerve or to take any other appropriate action to avoid the aforesaid collision.
5. No admission is made as to the alleged injuries, loss and damage referred to in paragraph 4 of the Statement of Claim including the particulars of personal injuries, particulars of special damages pleaded and the medical reports annexed thereto and the Defendant puts the Plaintiff to strict proof of his claim thereof. In addition, the Defendant reserves the right to subject the Plaintiff to strict proof of any further medical evidence which may be adduced on his alleged injuries and/or disabilities, which is in any case denied.
6. Save as is herein before expressly admitted, the Defendant denies each and every allegation contained in the Statement of Claim as if the same were set forth herein seriatim and specifically traversed.

Dated this 14 AUG 2020 2020
 day of



Solicitors for the Defendant

M/S COMLAW LLC

(Ref: DV.2020.221290.axa.np)

To: **Solicitors for the Plaintiff**

M/s Central Chambers Law Corporation

(Ref: RKC/uk/200200[DaveAnan(DannyRaj)])