

ORDER BELOW EXH. 14 IN M.A.C.P NO. 01/2018

1. This is the application filed by the opponent No.2 Insurance Company for setting aside exparte order passed against it. It is contended by opponent No.2 that due to inadvertence opponent No.2 did not appear in the proceeding as regards the claim and submit its Vakalatnama and W.S. in time. Therefore, the opponent prayed for setting aside the exparte order passed against it and accept its W.S.

2. Claimant has strongly objected the application.

3. On perusal of documents on record, it is found that applicant has filed application for getting compensation for the injury caused to him in motor accident. Opponent No.2 being insurance company inadvertently it could not appear and file W.S. in time. It is the say of claimant that all opponents are liable to pay compensation to him. Considering the fact that it is necessary to have appearance of opponent No.2 in the petition and to file W.S. on record. Hence, in the interest of justice, I allow the application and pass following order.

ORDER

- 1] Application is allowed. Exparte order passed against opponent No.2 is hereby set aside.
- 2] No order as to costs.

Sd/-

(A.P. Kanade)

Dt. : 08-02-2019.

Member, M.A.C.T., Jaysingpur.