

IN THE COURT OF PRINCIPAL DISTRICT JUDGE, GWALIOR (M.P.)
(Presided in by Lalit Kishore)

Registration No. MJC/246/2026
Filing No. MJC/1857/2026
CNR No. MP0701-006176-2026
Filing date 17.03.2026

1. Smt. Meera W/o Late Ratiram Kushwaha, Age-54 years, Occupation-Domestic Work,
2. Prahalad S/o Late Shri Ratiram Kushwaha, Age-35 years, Occupation-labourer,
3. Laxman S/o Late Shri Ratiram Kushwaha, Age-32 years, Occupation-labourer, All R/o- Kaswa Mohalla, Mauh, District Bhind (M.P.)

-----Applicants

V/s

1. Kundan Singh Kushwaha S/o Keshav Singh Kushwaha, Age-27 years,
2. Banti Kushwaha S/o Chinnai Kushwaha, Both R/o- Near Badi Kali Mata Mandir, Gudi, P.S. Amaian, District Bhind (M.P.), At present R/o-Varundavan Society, Jambusar, District Bharuch (Gujarat)
3. ICICI Lombard General Insurance Company Ltd through Manager, City Center, P.S. Vishvidhayalaya, District Gwalior (M.P.)

-----Non-applicants

ORDER
(Delivered on 16th day of April, 2026)

1. This Order shall dispose of the application under section 24 C.P.C. filed by the applicants.
2. Records of the concerned court were received.
3. Applicants have moved an application u/s 24 C.P.C. pleaded that MACC No. 1891/2025 (Smt. Meera and others vs. Kundan Singh Kushwaha and others) is pending

in the Court of the XXIIth MACT, Gwalior, and another MACC No. 2048/2025 (Smt. Rekha and others Vs. Kundan Singh Kushwaha and others) is pending in the Court of XVIIIth MACT, Gwalior. Both Cases have arisen out of one and the same accident, both cases are required to be tried by a single tribunal. In view of this, it has been prayed that both cases be transferred to one tribunal to avoid different findings and award by different tribunals.

4. Ld. Counsel Shri A.K.Agrawal for the non-applicant no.3/insurance company does not want to file a reply and also submitted that he has no objection, if both cases are transferred to one and same tribunal in order to avoid different findings and award by different tribunals.

5. **Whether application filed by applicant 24 C.P.C., is liable to be allowed?**

6. I have gone through the record of both cases MACC No. 1891/2025 (Smt. Meera and others vs. Kundan Singh Kushwaha and others), pending in the Court of Shri Ashish Dawande, XXIIth MACT Gwalior, and it is pending at the stage of filing reply and another MACC No. 2048/2025 (Smt. Rekha and others Vs. Kundan Singh Kushwaha and others), pending in the court of XVIIIth MACT, Gwalior and this case is also pending at the same stage. From the perusal of the records, it appears that both claim cases are related with same date of incident i.e.05-05-2025 and in both cases non-applicants are also same. **So, as the both cases are pertain regarding the same date of incident and non-applicants are also same, so it is just to avoid to conflict of decision/findings, it will be appropriate that both the cases shall be tried by the same tribunal.**

7. In the result thereof, the transfer application u/s 24 of C.P.C., filed by applicants is allowed and **MACC/2048/2025 (Smt. Rekha and others Vs. Kundan Singh Kushwaha and others), pending in the Court of XVIIIth MACT Gwalior** is withdrawn from that court and is transferred to the Court of **Shri Ashish Dawande XXIIth MACT Gwalior.**

Accordingly, this application is disposed off.

Records of both the cases be sent back to the concerned court.

A copy of order be sent to both courts for compliance.

Order signed and pronounced in open court

Order typed under my dictation

Lalit Kishore
Member

Lalit Kishore
Member

Motor Accident Claim Tribunal, Gwalior

Motor Accident Claim Tribunal, Gwalior