

**Order below application, Exh.20 in
M.A.C.P No.47/2023, dated 24.07.2025**

Opponent no.02 has filed this application, for condonation of delay caused for filing written statement, on the ground that, he is old aged retired person. He had been out of station for his retirement compliance. As a result he could not attend regular dates and could not file written statement within stipulated period. Hence, permission maybe granted to file his written statement.

02. The petitioner strongly objected this application and prayed for rejection of the same.

03. Heard both learned advocates. Also perused the record.

04. Points for determination, findings thereon, along with reasons therefor, are as under :-

	Points	Findings
01.	Whether delay caused in filing written statement can be condoned and permission to file written statement can be granted as prayed?	Yes
02.	What order?	Application allowed, subject to cost

As to point no.01 :-

05. Record shows that, notice, of present petition, Exh.01 was issued to opponent no.02 on 20.12.2024. He appeared through advocate on 04.01.2025, vide V.P, Exh.14. Accordingly,

he has to file written statement on or before 04.04.2025. This application is moved today i.e. on 24.07.2025.

06. Opponent no.02, being owner of alleged offending vehicle, he has to be given fair opportunity to contest the matter on merits. Therefore, it is justifiable and proper to condone the delay for filing written statement and to grant permission for the same, subject to certain cost. Point no.01 is answered in affirmative.

As to point no.02 :-

07. In the light of findings of point no.01, for reasons discussed above, in answer to point no.02, following order is passed :-

ORDER

Application, Exh.20 is allowed subject to cost of Rs.300/- (Rs. Three Hundred only) to be deposited in the Court, by and on behalf of opponent no.02.

**Pusad
Date : 24.07.2025**

**(S. N. Shah)
Member, M. A. C. T., Pusad**