

M.A.C.P. No. 56/2022
CNR No. MHRT010007092022

Smt. Anjali Ravindra Karande etc. 4 Claimants

Vs.

Shri. Mihir Pravin Sansare etc. 4 Opponents

Order below Exh. 36
(Date : 30.03.2026)

1. The present application has filed for setting aside ex-parte order passed against the opponent No.3- Insurance company.

2. Perused application and say. Heard respective counsels.

3. From record it appears that the notice was duly served on the opponent No.3 vide Exh-29. In spite of service of notice the opponent No. 3 failed to appeared, hence, claim petition proceeded ex-parte against opponent No.3 vide order 26.03.2024

3. Ld. Counsel for the claimants strongly opposed the said application. The opponent No.3 has filed present application for setting aside ex-parte order along with the written statement. The application can be considered sympathetically. Moreover, considering that it is always preferable to decide the matter on merits by giving the parties a fair chance, the application is required to be allowed. In my view, the inconvenience which could be

caused by claimant can be somewhat compensated by reasonable costs. A costs of Rs.200/- by the opponent No.3 would suffice the purpose. Hence, I pass following order.

ORDER

1. The application Exh-36 is hereby allowed.
2. The ex-parte order dated 26.03.2024 below Exh-1 against opponent No.3-Reliance General Insurance Company Ltd. is hereby set aside subject to condition that opponent No.3 shall pay costs of Rs.200/- to the claimants within three weeks from today.
3. On payment of costs amount, the written statement of opponent No.3 be taken on record.

Date : 30.03.2026

(V. Y. Jadhav)
Member
M.A.C.P. Tribunal, Ratnagiri