



MACP No. 61/2019.  
Saraswati Gajanan Joshi + 1.  
V/s.  
Santosh Dattatraya Pitale +2.

-: ORDER BELOW EXHIBIT 27 :-  
(Passed on 10.03.2026)

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01. By this application, the claimants prayed for setting aside of the Order dtd. 27.11.2025, thereby, forfeiting their right to lead evidence. They submitted that as they were out of station, they could not promptly lead their side. Therefore, this Order followed, which is to be set aside. Else, they would suffer irreparably. Opponent No.3 denied their prayers. Heard both the sides. Considering their submissions and the record, it is worth to be noted that this Death Claim petition is filed U/s. 166 of the M.V. Act. Opponent No.3 resisted this petition and accordingly, the issues (Exhibit 26) were framed, on 14.07.2025. However, thenceforth, as these claimants were never vigilant to conduct this petition, their evidence side stood closed. However, still, the fact remained that even after passing of this Order, there could be no substantial progress in the matter. As such, considering nature of this petition, it would be just to decide the same on its merits. In the circumstances, to serve the ends of justice in better way and strictly as last opportunity, the claimants may be allowed to proceed with this petition. Hence, the Order:

-: ORDER :-

01. The application (Exhibit 27) is allowed. Accordingly, the Order dtd. 27.11.2025, forfeiting the claimants' right to lead evidence, is set aside. They are directed to proceed with this petition, without further delay.
02. Costs in cause.

Buldhana.  
Dated : 10.03.2026.

{A.G. Santani}  
Member, MACT, Buldhana.  
District : Buldhana.

### Certificate

I affirm that the contents of this Judgment/order are same word for word as per original.

Name of Court	MACT, Buldhana.
Name of Steno	Sanjay Chaudhari (Steno Grade I)
Pronounced on	10/03/2026
Upload Date	11/03/2026