



MACP No. 82/2016.
Pralhad Khodake + 1.
V/s.
Reliance General Insurance.

-: ORDER BELOW EXHIBIT 27 :-
(Passed on 10.04.2026)

01. The opponent filed this application to set-aside the Order of dtd. 10.02.2026, forfeiting its right to lead evidence and for a permission to lead its side. By this application, it contended that as it failed to lead its evidence, the said Order followed. Hence, in the interest of justice, it is necessary to set-aside the said Order. Else, it would suffer irreparably. In reply, the claimants objected this application. Heard Ld. Advocate for the opponent. However, the claimants are absent to argue the application and hence, to avoid further delay, I proceed to decide this application on the basis of record.

02. Considering his submissions and the record, at the outset, it is to be noted that, although, in view of the issues framed, the claimants led their side and this petition was posted for the evidence of opponent, despite ample opportunities, it didn't promptly proceed with the case. In the result, this Order, closing its evidence, was passed. However, be that as it may, this can't be lost sight of that this petition is filed U/s. 163A of the MV Act and this opponent could raise triable issues in this matter. In the circumstances, to decide the petition effectively, it is required to give one more chance to the opponent to lead its side. Even otherwise also, it is always better to decide the petition on its merit, than to dispose of the same on technical flaws. In such scenario, this application deserves to be allowed, directing the opponent to timely proceed with the claim. Hence, the Order:

-: ORDER:-

01. The application (Exhibit 27) is allowed. Accordingly, the Order dtd. 10.02.2026, forfeiting right of the opponent to lead evidence, is set aside. The opponent is directed to proceed with this petition without further delay.

02. Costs in cause.

Buldhana.
Dated : 10.04.2026.

{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	10/04/2026
Upload Date	10/04/2026