

**IN THE COURT OF MEMBER, M.A.C.T., BULDANA.**

**M.A.C.P. No.190 of 2016.**

Sau. Vandana @ Gokulabai Ramesh Hadole ... Applicant.

**Vs.**

Mukinda Parasram Jumade ... Opponent.

...

**Order below Exh.16.**

(Dated : 14-09-2017)

01. This application is filed by the applicant for amending of claim petition. The opponent has not filed his say in-spite of sufficient opportunity given to him.

02. Heard Advocate Shri C.S. Kharat for applicant. Perused documents.

03. It appears from submissions of Advocate appearing on behalf of applicant that initially applicant was not aware about insurance particulars of offending vehicle. When the opponent, who is owner of offending vehicle, appeared before this Court and filed his written statement vide Exh.15 and documents along with List - Exh.14, the applicant came to know that the offending vehicle was duly insured with L & T General Insurance Company Limited for the period commencing from 28-11-2014. The insurance period covers the date of accident.

04. In view of these circumstances, now it has become necessary to implead L & T General Insurance Company Limited

as opponent No.2 in the present claim petition. Therefore, the applicant has rightly prayed for amending her claim and necessary consequential amendments. The said amendments are in the interest of justice and those amendments would not change the basic structure of the claim petition. Hence I do not have any hesitation to allow this amendment application.

05. In the result, I proceed to pass following order.

**ORDER**

- 1] The application - Exh.16 is hereby allowed.
- 2] The applicant is hereby permitted to amend her claim for inserting "L & T General Insurance Company Limited" as opponent No.2 and to carry out necessary consequential amendments in the claim petition and also in application - Exh.5 filed under Section 140 of Motor Vehicles Act.
- 3] Applicant shall carry out the amendment till 28-09-2017.
- 4] Applicant shall file on record amended copy of plaint and also provide the same to the opponent.
- 5] Issue notice to opponent No.2, newly added party, on payment of process fee.

Sd/-

**(Smt. S.S. Kosamkar)**  
Member,  
M.A.C.T., Buldana.

Date : 14-09-2017.

...

**Certificate**

“I affirm that, the contents of this PDF file order are same word for word as per original order.”

Name of Steno :- D.V. Gaiki, Stenographer (L.G.)

Name of Court :- Member, Motor Accident Claims Tribunal, Buldana.

Date of order :- 14-09-2017.

Order uploaded on : 15-09-2017.

...