



IN THE COURT OF AD-HOC DISTRICT JUDGE-1, GADCHIROLI
(Presided over by Shri V. S. Khot)

M.A.C.P No.02/2025

Smt. Kunda Wd/o. Mallesh Kankutlawar + 1 ... Applicants

-Versus-

Ajay S/o. Rajendraprasad Verma + 1 ... Non-applicants

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Order below Exh.16
(Passed on : 20th March, 2026)

Perused the application and say filed by the other side.
Heard both sides.

2] In this case, the counsel for non applicant no.1 has filed this application for setting aside no W.S./no reply order and permission to file the WS on record. He stated that non-applicant no.1 is a resident of Durg, Tah.Dist. Durg which is the part of Chattisgarh State. He could not file the written statement within time, therefore Court has passed no WS/no reply order. There is delay of 150 days and it be condoned and non applicant no.1 be permitted to file WS/reply on record.

3] Perusal of the application shows that there is a sufficient ground for not filing WS/reply within time. The delay is of 150 days. In view of the above circumstances the delay caused in filing WS/reply on record is required to be condoned and non-applicant no.1 is permitted to file his WS/reply on record. The reply filed by the non-applicant no.1 alongwith application be taken on record. Even otherwise for adjudication of claim petition on merits, reply filed by the non-applicant

no.1 is helpful. No prejudice would be caused to the applicants in setting aside the order by allowing the application. The delay caused by the non-applicant no.1 to file WS can be compensated in terms of costs. In view of the circumstances of the case, I am of the view that the costs of Rs.1000/- would be sufficient. Hence, I am inclined to pass the following order. The application stands allowed.

ORDER

1. The application(Exh.16) is hereby allowed.
2. The written statement filed by the non applicant no.1 be taken on record on payment of costs.
3. The costs of Rs.1000/- be paid within one month. If the non applicant no.1 is failed to pay costs within above mentioned period then the application would run without reply.
4. The payment of costs shall be condition precedent for taking the written statement/reply on record.

Sd/-

Gadchiroli.
20th March, 2026

(Vishwas S. Khot)
Member
Motor Accident Claims Tribunal,
Gadchiroli