

MHKO010030252015



ORDER BELOW EXH. 49 IN M.A.C.P. No. 396/2015

Present application is filed on behalf of the petitioner contending that, the petition is filed by Bhau Bhagoji More for compensation on account of accidental injuries sustained to him. However, he died on 25-03-2025 due to old age. As such the legal representatives of deceased filed application to delete the injury claim and claim for loss of estate be added and its consequent amendments in claim as described in application.

2. The opponent No.2 filed say to the present application and submitted that the amendment sought are baseless and illegal. On death of injured, the personal injury claim abates. As such opponent prayed to reject the application with cost.

3. It appears from the contentions made in the application that the petition was filed by Bhau Bhagoji More for compensation on account of accidental injuries sustained to him. However, he died due to old age on 25-03-2025. In view of the same the applicants are seeking necessary amendment that claim for accidental injury be deleted and claim for loss of

estate may be added. Opponent No.2 has raised objection to present application and prayed to reject the application. Now here whatever the contention of the opponent No.2 is concerned, cannot be decided at the stage of amendment. Further this being beneficial legislation the amendment sought by the applicants needs to be allowed in the interest of justice. Accordingly following order is passed.

ORDER

1. The application is allowed subject to cost of Rs.500/- (Rs. Five Hundred only) to be paid to the opponent.
2. The applicants are called upon to carry out the proposed amendments and to file amended copy of application within 14 days of this order.

Date :- 06.05.2026

(Smt. S. Y. Deshmukh)
Member,
M. A. C. Tribunal, Kolhapur.