

Order below Exh.63 M.A.C.P No.73/2019

[CNR:MHKO08-000568-2019]

1. Amid final arguments, the claimant has moved this application seeking permission to reopen the stage of examining the witness on behalf of him and thereby allow him to pursue his legal remedies.

2. It is urged that, owing to medical contingency as well as personal issues of the advocate representing claimant, the doctor who had issued PDC is remained to be examined. Said witness is vital for just decision of the claim. Therefore, in the interest of justice applicant may be allowed to examine the witness and oblige.

3. Negating above stance, the opponent raised stiff objection. According to them, the application is false and filed at belated stage. At the end they crave for rejection of the application at the threshold.

4. Heard both sides. I have pondered over entire record minutely.

5. Having scanned entire proceeding, I believe enough opportunity was granted to the applicant to proceed with the matter, however, he remained absent. The evidence was closed. It seems that considering the nature of the claim examining doctor witness is vital, therefore, having just and proper adjudication of the claim, the application deserves approval. If application is not assented, it will pave way for multiplicity of litigation. By taking utmost liberal approach, I perceive the application deserves approval. There is nothing on record to disown aforesaid relief as prayed. The application deserves approval. Ergo the order -

ORDER

1. Application below Exh.63 is allowed subject to cost of Rs.1,000/- payable till next date.
2. The cost amount be credited to the Government.
3. The petitioner applicant is directed to take positive steps for examination of doctor witness on next date, without fail, or else further order shall be passed.
4. Both parties to take note of this order.

Place: Gadhinglaj.
Date : 21/07/2026.

(Amit Anant Laulkar)
Member, MACT,
Gadhinglaj.