

MHLA010026292024



ORDER BELOW EXH.11 IN M.A.C.P M.A. No.134/2024
Pandurang Vs. Amol.

This application is filed by the respondent No.1 praying for setting aside ex-parte order. It is the only contention that the respondent No.1 that on previous date the advocate of respondent No.1 was out of station therefore, he could not appear before the Court and accordingly ex-parte order was passed.

2. This application is contested by the applicant as per say overleaf. It is contention in the say that respondent No.1 appeared through his advocate on 26/11/2024 but has failed to file say till passing of the order. Therefore, application deserves to be rejected.

3. Perused the application and say. Heard both the sides. It is evident from the roznama of 26/11/2024 that the respondent No.1 appeared through his advocate but till passing of the order dated 11/11/2025 he has not filed the say. It is also evident from the roznama that on most of the occasions the matter was adjourned due to leave of the presiding officer and one or two occasion the respondent No.1 took the adjournment. This application being filed for condonation of delay. It is necessary to give opportunity to respondent No.1 to contest the application and

to adjudicate the matter on merit. Therefore, in the interest of justice following order is passed.

ORDER

1. The application is allowed subject to cost of Rs.500/-.
2. The respondent No.1 shall deposit the cost forthwith.
3. The say filed by respondent No.1 be taken on record.

Date-15/11/2025

(P. P. Kestikar)
Adhoc District Judge-2 and
Ex-Officio Member, Motor Accident
Claims Tribunal, Latur.