

**BEFORE MEMBER, MOTOR ACCIDENT CLAIMS TRIBUNAL-1,**  
**NAGPUR**

(Presided over by P. B. Naikwad)

**MACP No.82/2025**

Yemeshari + 3 Vs. Yogesh + 2

**ORDER BELOW EXH.17**

(Passed on 30<sup>th</sup> August 2025)

Perused the application. No say filed by petitioner. Heard both learned counsel for respondent No.1. Respondent No.1 has filed the present application for setting aside ex-parte/no w.s. order passed on 30.08.2025. Learned counsel for respondent No.1 submitted that, it was necessary to verify the facts and to obtain policy confirmation therefore written statement was not filed within time. Therefore without w.s. order came to be passed. Hence, the no w.s. order may kindly be set aside and permission to file w.s. be granted.

2] Having regard to the submissions made by learned counsel for petitioner and considering the nature of dispute I am of the opinion that, it is necessary to give an opportunity to respondent No.1 to defend the claim. Therefore in the interest of justice and for just decision of the claim, it is necessary to grant permission to file w.s. by setting aside no w.s. order. Hence I pass the following order.

**ORDER**

- i) Application is allowed.
- ii) The no w.s. order dated 30.08.2025 passed against respondent No.3 is hereby set aside.
- iii) Permission is granted to respondent to file written statement. The same be taken on record.

Date : 30.08.2025

(P. B. Naikwad)  
Member, M.A.C.T.1,  
Nagpur.

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(P. B. Naikwad)  
Member, M.A.C.T.1,  
Nagpur.

**CERTIFICATE**

I affirm that the contents of this P. D. F. file of order are word to word, as per original order.

**(S.R. Chapple)**  
Stenographer (Grade-I)