

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

(Presided over by P. B. Naikwad)

**MACP No.251/2023**

Kavita + 2 Vs. Reliance General + 2

**ORDER BELOW EXH.13**

(Passed on 16<sup>th</sup> August 2025)

Perused the application and the say filed by petitioner. Heard both learned counsels. Respondent No.1 has filed the present application for setting aside ex-parte/no w.s. order dated 24.03.2025. Learned counsel for respondent No.1 submitted that copy of petition and documents were not received by it therefore respondent No.1 could not appear before court and could not prepare and file written statement within time. Therefore ex-parte/no w.s. order came to be passed. Hence the no ex-parte/no w.s. order may kindly be set aside and permission to file w.s. be granted. Petitioner by his say tgiven no objection to the present application.

2] Having regard to the submissions made by both learned counsels 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, it is necessary to grant permission to file w.s. by setting aside ex-parte order. However for inordinate delay respondent is liable to pay costs. Hence I pass the following order.

**ORDER**

- i) Application (Exh.13) is allowed.
- ii) The exparte order dated 24.03.2025 passed against respondent No.1 is hereby set aside.
- iii) Permission is granted to file written statement on record, subject to payment of costs of Rs.500/-.
- iv) Respondent No.1 shall deposit the costs of Rs.500/- with legal aid. On depositing the costs w.s. be taken on record.

Date : 16.08.2025

(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. Chaple)**  
Stenographer (Grade-I)