

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

(Presided over by P. B. Naikwad)

**MACP No.723/2025**

Ramkhilawan Vs. Shrikant + 1

**ORDER BELOW EXH.16**

(Passed on 7<sup>th</sup> February 2026)

Perused the application. Heard both learned counsels. Respondent No.2 has filed the present application for setting aside ex-parte/no w.s. order. Learned counsel for respondent No.2 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. No say filed by petitioner inspite of sufficient opportunity given to him.

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.2 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 07.02.2026 passed against respondent No.2 is hereby set aside.
- iii) Permission is granted to respondent No.1 to file written statement. The same be taken on record.

Date : 07.02.2026

(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)