

**MACP MA No. 56-2023**

**ORDER BELOW EXH.11**  
**(Passed on 21/02/2025)**

1. This is an application under Order 1 Rule 10 of Code of Civil Procedure, 1908.

2. Perused the application and reply thereon. Heard Ld. Counsel for both the sides.

3. Ld. Counsel for claimant submitted that at the time of incident offending vehicle was registered with Cholamandalam MS General Insurance Co. Ltd. Therefore, according to him, said insurance company is a necessary party to the present matter. Hence, it is prayed to implead the said insurance company as party to the present matter.

4. Respondent no.2 has not objected to the present application. Accordingly, it is prayed to allow the present application and to delete the name of respondent No.2.

5. It is the contention of claimant that at the time of alleged incident offending vehicle was registered with the Cholamandalam MS General Insurance Company Limited who is liable to pay the damages to the third party. As such said insurance company can be said to the necessary party to the claim petition as well as present application for condonation of

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delay in filing the said claim petition. Hence, application deserves to be allowed. Hence, I pass the following order:

**ORDER**

1. Application at Exh.11 is allowed.
2. Claimants are directed to implead the Cholamandalam MS General Insurance Company Limited as party to the present proceeding by carrying out necessary amendment in the title clause of the application for condonation of delay and to supply the amended copy of the said application forthwith after carrying out of said amendment.
3. Issue notice to Cholamandalam MS General Insurance Company Limited after carrying out of said amendment.

**(Hitendra Urmila Anilkumar Wani)**

Member, MACT, Baramati.

Date -21.02.2025.