

MHST010003212013



IN THE COURT OF ADDITIONAL SESSIONS JUDGE, SATARA

M.A.C.P No. 65/2013

Santosh Murlidhar Anpat

.. Applicant

V/s.

Bharat Maruti Vadar & Ors.

.. Respondents

Coram: Mr. S. R. Tamboli,
The Addl. Sessions Judge, Satara,

:: ORDER BELOW EXH. 99 ::

1. In the present application, the claimants have sought permission to examine the Medical Officer by setting aside the closure of evidence.
2. The learned counsel for the claimants submitted that the claimant has sustained permanent disability to the extent of 24%. Though the disability certificate has been exhibited by this Court, the claimants intend to prove the same by examining the Medical Officer. Hence, it is prayed that permission be granted to examine the Medical Officer.
3. Per contra, the learned counsel for the respondent submitted that the reasons stated in the application are not genuine. It is contended that the arguments are already partly

concluded, and the present application is filed only to fill up lacunae in the case. Therefore, it is prayed that the application be rejected.

4. It is true that in the present case, part of the arguments has already been completed. However, the strict provisions of the Code of Civil Procedure can not be strictly applicable to claim proceedings. The claimants seek to examine the Medical Officer to substantiate the disability. In the interest of justice, this Court finds it appropriate to grant an opportunity to the claimants, subject to costs.

ORDER

1. The application is allowed.
2. The claimants are permitted to examine the Medical Officer, subject to payment of costs of Rs.200/- to respondent No.2.

Place : Satara
Date : 07.04.2026.

(S.R. Tamboli)
Member MACT, Satara.