

CNR : MHST01-003089-2019



**ORDER BELOW EXH.22 IN M.A.C.P. NO.280/2019
(Sharad Vishwas Jadhav Vs. Kedar Amdekar & Ors.)**

In the instant application, the claimant prayed permission to amend the claim petition.

02. The facts necessary for deciding the present application are that claimant has filed claim petition and claimed compensation amount of Rs.1,00,000/-. It is case of the claimant that, he sustained injuries in the motor vehicular accident which was occurred on 30.09.2017 on Pune to Satara road. However, in the title clause, applicant wrongly mentioned Section 166 of the Motor Vehicles Act.

03. In the backdrop of these facts, I heard Mr. C.D. Bhosale, the learned Counsel for the claimant. He submitted that claimant has filed the injury claim. It was necessary to mention Section 164 of the Motor Vehicles Act. Inadvertently, he mentioned Section 166 of the Motor Vehicles Act. Hence, he prayed permission to correct the section.

04. Per contra, Ms.S.S. Jadhav, the learned Counsel for opponent No.2 submitted that claim is filed in 2019. There is delay in filing the petition. It seems that claimant wants to prolong the matter, on this or that count. The claimant has not mentioned where he has to carry out the amendment. Application is not bonafide. Hence, he prayed to dismiss the application.

05. The pleading of claimant shows that he sustained injury in motor vehicular accident. In these circumstances, it was necessary for the claimant to mention Section 164 of the Motor Vehicles Act in the title clause. It appears that he inadvertently mentioned Section 166 of the Motor Vehicles Act. The amendment is technical. It doesn't change the nature of the claim petition. It will not cause prejudice to the opponents. Hence, application deserves to be allowed.

06. Accordingly, application is allowed. Claimant is permitted to amend the claim petition as prayed.

**Place : Satara.
Dt.07.07.2025.**

**(S.R.Tamboli)
Member, M.A.C.T. Satara**