

MHST010023752019



Order Below Exh. 52 in MACP No. 209/2019

(Anushri Amit Talegaonkar Vs. Rajeshkumar Shankarlal Bind & Ors.)

This application is filed by opponent No.5-United India Insurance Company Ltd. for setting aside the order of “No Cross” passed against it on 03.01.2026.

02. The applicant filed say on this application itself by contending that necessary order may be passed.

03. Heard both the sides. Perused record and proceeding.

04. It appears that, the applicant has filed her affidavit of examination-in-chief vide Exh.41 on 21.04.2025. Thereafter, on 03.01.2026, her further examination-in-chief came to be recorded and cross-examination by opponent No. 3 was completed. However, on that day, as opponent No.5-Insurance Company and his learned Advocate were not present, order of “No cross” was passed against it.

05. Now, the opponent No.5 wants to cross-examine the aforesaid witness. To have a fair trial, it is necessary to give sufficient opportunity to both the parties to plead and defend their respective case. If an opportunity is not given to the opponent No.5, it would definitely prejudice to the defence of opponent No.5. On the contrary, if permission is granted to the opponent No.5, no prejudice

would be caused to the applicant. Hence, the following order -

ORDER

- 1] Application (Exh.52) is hereby allowed.
- 2] Order of “No Cross” passed below Exh.41 on 03.01.2026 is hereby set aside.
- 3] Permission granted to opponent No. 5 - United India Insurance Company Ltd. to cross-examine petitioner-Anushri Amit Talegaonkar.

Satara.
Date : 27.01.2026.

(A. S. Waghmare)
Chairman, M.A.C.T.
Satara.