

ORDER BELOW EXH.32

1. Read application filed by respondent no.3. Perused the reply filed by applicant. Heard both the Ld.advocates.
2. This is application by the respondent no.3 under section 170 of the M.V.Act. 1988.
3. Perused the file. The respondent no.1 is the driver of Car MH-37-V-0556. Respondent no.3 is the Insurance company with whom the aforesaid car is insured. Respondent no.1 & 2 have filed their reply. However, respondent no.3 has anxiety that if respondent no.1 and 2 despite filing reply failed to contest the claim, they will suffer. The anxiety of respondent no.3 that respondent no.1 & 2 will not actively take part and contest the claim of applicant is not baseless. The right is given to the insurance company under section 170 of M.V.Act to contest the claim on all the grounds which are available to the owner of the Insured vehicle. In present case, there are vehicle papers filed on record showing the ownership of respondent no.1 to the aforesaid car. Therefore, the permission under section 170 of M.V.Act needs to be given to respondent no.3. Therefore, I proceed with following order.

ORDER

1. Application is allowed.
2. Respondent no.3 is permitted to contest the claim of applicant on all grounds as prayed.
3. Costs in cause.

Date: 23/01/2025

(C. P. Jain)
Member,
Motor Accident Claims Tribunal,
Washim.

Certificate.

I affirm that the contents of this P.D.F. file Judgment/Order are same word to word, as per the original order.

Name of the Stenographer :- R.M.Rajurkar, Stenographer (Grade - 1)

Court Name :-Ad Hoc District Judge –1 and A.S.J.
Washim

Date :- 23.01.2025

Order signed by the
Presiding Officer on :- 23.01.2025

Order uploaded on :-24.01.2025