

M.A.C.P. No.12/2025
Prayot Pravesh Jangamwar +2
-Vs-
Rahmat Rahman Sheikh + 3

ORDER PASSED BELOW EXHIBIT-19

(Date : 12/03/2026)

This application has been filed by the applicants to condone the delay caused to bring LR. of non-applicant No.2 on record.

02. Heard learned Advocate for the applicants Mr. A. T. Katariya. Despite of ample time and chances no say has been filed by the non-applicants and hence this application is kept for order today. Perused the application and the entire record of the application including death certificate of non-applicant No.2 filed by the LR. of deceased non-applicant No.2 on record while filing pursis at Exh.11.

03. Upon considering the submissions on behalf of applicants through their learned Advocate in the light of material emerged, it seems that information about the death of non-applicant No.2 who is not the relative of the applicants has received to the applicants after report of notice of non-applicant No.2 came back to the court. It further appears that on 04/07/2025 by filing pursis at Exh.11 LR. of non-applicant No.2 have submitted death certificate of non-applicant No.2 along with their Aadhaar Cards and thereafter collecting all information of LR., this application

has been moved by the applicants. Thus, it seems that applicants have no knowledge about the death of non-applicant No.2 till 04/07/2025 considering nature of lis. While dealing with the application for condonation of delay, it is well settled that liberal approach by not going into much technicalities to substantiate the cause of justice needs to be adhered. Considering overall nature of lis and all attending facts, delay does not appear to be intentional, deliberate or made with malafides. Considering the reasons given and submissions made by the applicants, sufficient reasons are there to condone the delay.

04. Applicant wants to bring the LRs. of non-applicant No.2 on record who are the proper and necessary party being LRs. of the owner of offending vehicle after the death of non-applicant No.2.

05. Thus, as sufficient cause is available to the applicant to condone the delay to bring application for bringing LRs. on record, in view of all attending facts to be emerged the delay needs to be condoned. But, as delay is caused some reasonable costs needs to be imposed. Considering all attending facts and nature of lis, costs of Rs.500/- is proper, reasonable and just to be given to the non-applicants by the Applicants. Hence, this application is

liable to be allowed with costs. Thus, the following order -

ORDER

1. Application Exhibit-19 is **allowed** thereby delay caused to prefer the application to bring LR. of Non-applicant No.2 on record and to set aside the abatement caused due to death of Non-applicant No.2 is hereby condoned subject to costs of Rs.500/- (Rs. Five Hundred only) to be paid by the Applicants to the Non-applicants within 04 weeks from today.

2. Both parties to take note.

(Order dictated and pronounced in open Court today)

Kelapur.
Date : 12/03/2026

(A.M.Deshmukh)
Member, M.A.C.T.,
Kelapur, Dist. Yavatmal.