

MACC No. 04 / 2024

Reg. No. 04 / 2024

Order No. 05 dtd. 16.05.2024

Today is fixed for passing order in respect of a petition u/s. 5 Limitation Act.

The petitioner herein has filed an application u/s. 166 MV Act praying for compensation for losses suffered by him on account of accident involving motor vehicle. However, this application has been filed after the expiry of period of limitation and to condone the delay, the present petition u/s. 5 Limitation Act has been filed by the petitioner.

It is submitted that there was delay of nine months in filing the present case. It is submitted that due to the accident the petitioner was severely injured and was unable to move. It is further submitted due to such injury and his physical inabilities the case was not filed earlier. Accordingly, the condonation of delay has been prayed for. In support of the claim some medical documents have been filed. Considering the same and also considering the submission of the petitioner, I am of the view that he has properly explained the delay and the same is satisfactory to this court.

Accordingly, the prayer for condonation of delay u/s. 5 Limitation Act is allowed. The delay in filing the application u/s 166 of MV Act is hereby condoned.

Fix – 12.07.2024 for filing DCF.

D/C by me

MACC Tribunal Judge,
Bishnupur, Bankura .

MACC Tribunal Judge,
Bishnupur, Bankura