

Motor Accident Claim Case No. 42 of 2024

**Present : Smt. Sonalee Nandy Chakrabarti,
Judge, MAC Tribunal cum
District Judge Cooch Behar
(JO Code -WB00584)**

03

16/05/2025

Today is the date fixed for S/R and appearance.

Opposite party Nos. 2 and 3 appear by filing separate petition pray for time to file W/S.

Claimants file hajira.

Learned counsels for the parties are present.

Heard. Considered. Prayer for filing W/S is allowed.

The learned counsel has submitted to accept the service of notice upon OP1 as good service drawing upon the attention of this court to the postal track report as filed today.

Having heard the counsel and having gone through the materials on record, it appears that notice has been delivered to OP1 on 09/05/2025.

Hence, further service of notice upon OP1 appears to be not necessary.

Accordingly, service upon OP1 is accepted as valid in terms of Order 5 Rule 9 of the Code of Civil Procedure.

There is no step on behalf of OP1.

On repeated calls, none appears for him.

Accordingly, the case is fixed ex parte against OP1

Fix **21/07/2025** for W/S.

Sd/- S.N.Chakrabarti

**Judge, MAC Tribunal cum District Judge
Cooch Behar**