

M.A.C.C-404 of 2020

Order no.19, Dated 26.09.2024:-

The case record is fixed today for appearance and hearing of the petition dated 14.05.2024.

Both parties file haziras.

One petition under Section 170 of the M.V Act has been filed on behalf of the O.P no.2/Liberty General Insurance Company Limited who has prayed for leave of the Ld. Tribunal to contest the claim case on merit, beside the defence available to the Insurance Company under Section 149 (2) of the M.V Act.

At first, the petition under Section 170 of the M.V Act is taken up for consideration.

No objection is raised on behalf of the claimants.

Perused the materials on record.

Heard both sides.

Considered.

The petition under Section 170 of the M.V Act **is allowed on consent.**

The O.P no.2/Liberty General Insurance Company Limited is hereby permitted to contest the claim case on merit.

Now, the **petition dated 14.05.2024 is taken up** for hearing and disposal.

The petition dated 14.05.2024 is to the effect that the claimant no.3, namely, Arati Rani Bera expired on 24.02.2024 and her name is to be deleted from the category of the claimant, having no other heir, except for the claimants no.1 and 2.

One photocopy of the death certificate of Arati Rani Bera has been filed wherefrom, it can be seen that Arati Rani Bera, wife of Late Swadesh Ranjan Bera of Tamluk, Srirampur-II, Madan Mohan Chak, Purba Medinipur expired on 24.02.2024.

After going through the materials on record, the **petition dated 14.05.2024 is hereby allowed.**

Let the name of the claimant no.3, namely, Arati Rani Bera, wife of Late Swadesh Ranjan Bera be deleted from the Cause Title of the claim petition.

Necessary notes be given in the relevant Register and the CIS.

Fix 06.01.2025 for submission of fresh amended claim petition by the claimants.

Dictated & Corrected by me:

Sd/-

A.,D.J,
2nd Court, Tamluk

Sd/-

Additional Sessions Judge,
2nd Court, Tamluk.
J.O Code- WB00624

