

MACC 467 of 2023

Present: Mandip Saha Roy, A.D.J, 2nd Court, Tamluk, Purba Medinipur.
(J.O Code WB00986)

Order No.11, dated 16.07.2025

Today is fixed for ex parte hearing.

Claimants and the OP No.2 both file separate haziras through their respective Ld. Advocates.

Ld. Advocate for the OP No.2/ Future Generali India Insurance Co. Ltd. files an application with a prayer for granting them to contest the case and prays for vacating the ex parte order passed by this Court on 28.03.2025 on the ground stated therein. OP No.2 also files W.S. today.

Ld. Advocate for the claimant raises no objection.

Considered. It is worthy to point out that ex parte may result into further litigation and for proper adjudication of the instant MACC case, it should be disposed of after hearing both parties.

Accordingly, the ex parte order dt. 28.03.2025 is hereby vacated.

Let the W.S filed by OP No.2 be accepted.

Fix 19.08.2025 for evidence.

However, after hearing of both sides, it appears that there is possibility of settlement of the issue by mediation.

As such, the parties to the instant MACC case and/or their learned Advocates are requested to attend mediation center.

The above parties and Advocates will report to the Learned Secretary, DLSA, Purba Medinipur on 29.07.2025 who will appoint a Mediator in the meantime.

If it is not possible to mediate this case on the date fixed, the Mediation Centre/Ld. Mediator will arrange a future date for mediation convenient to the parties, if necessary.

Having regard to the nature of the case, the fees of the Ld. Mediator be fixed at a consolidated amount of Rs.2,000/- in terms of existing Mediation Rules, on settlement of the case through mediation.

Todate (19.08.2025) for submission of report by the Mediator.

Let a copy of this Order be sent to the Ld. Secretary, D.L.S.A., Purba Medinipur for information and taking necessary action

Dic. & corr. by me

Sd/-

Judge, MAC Tribunal
2nd Court, Tamluk

Sd/-

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