



**ORDER BELOW EXH.25 in**  
**In MACP No.1675 OF 2022**

1. Read the application seeking amendment in the claim application thereby to bring the owner and insurer of another vehicle i.e. Motor Trailer on record and consequential amendment in respect of ownership and insurance of the said motor trailer.
2. Heard the Ld. Advocate of the applicant Shri. U. N. Mehta.
3. Inspite of given ample opportunity, opposite party is failed to file say.
4. It is trite law in respect of accident claim application that where injury / death is caused by wrongful act of two parties, the claimant is not bound to strict analysis of the proximate or immediate cause of the event to find out whom he can sue. The claimant is entitle to sue all or any of the negligent persons. Where two or more tort feasors by their single and same act caused the claimant to suffer a injury then claimant is entitled to sue all or any of them and each is said to be jointly and severally liable for it. Therefore, considering joint and several liability, it is in domain of claimant to sue whom and to proceed against

whom and therefore I do find substance in the submission of Ld. Advocate Shri. Mehta that in the Charge Sheet it is mentioned that the another vehicle Motor Trailer is involved in the accident and therefore by way of precautionary measure and to come to proper conclusion in respect of shouldering liability for compensation the said amendment is required to be carried out. Hence, I pass the following order.

**ORDER**

1. The application is allowed.
2. The applicant to carry out necessary amendment within stipulated period.
3. Cost in cause.

Date : 13/08/2026

(K. K. Shah)  
Member, C.R.No.8  
MACT, Mumbai