

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

FIRST APPEAL NO. 1935 OF 2013

Vinod Madhukar Dhale	... Appellant
Versus	
Naresh Pralhad Dhengale and another	... Respondents

....

Mr. P. S. Agrawal, Advocate for appellant
Mr. R. F. Totla, Advocate for respondent No.2

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CORAM : R. G. AVACHAT, J.
DATED : 25th OCTOBER, 2021

PER COURT :-

. Heard.

2. The Tribunal dismissed the claim petition for want of territorial jurisdiction. The claimant had filed affidavit along with claim petition indicating his residence within the territorial limits of the Motor Accident Claims Tribunal, Parbhani. The Tribunal, therefore, ought to have relied on such affidavit and decided the claim petition on merits.

3. In view of the same, the judgment and order impugned in this appeal is hereby set aside, remanding the matter back to the Tribunal to decide the same on merits without adverting to the issue of territorial jurisdiction.

[R. G. AVACHAT, J.]

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