

GAHC010005072026



2026:GAU-AS:989

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Civil)/115/2026

GO DIGIT GENERAL INSURANCE CO LTD
HAVING ITS OFFICE AT 2ND FLOOR, UNIT NO.202 ROYAL CENTRE,
ULUBARI, G.S ROAD, OPPOSITE S.B DEORA COLLEGE, REVENUE
VILLAGE, MOUZA ULUBARI, GUWAHATI HAVING ITS REGISTERED
OFFICE AT 1ST TO 6TH FLOOR, ANANTA ONE (AR ONE), PRIDE HOTEL
LANE, NARVEER TANAJI WADI, CITY SURVEY NO. 1579 (BHAMBURDA),
SHIVAJI NAGAR, PUNE-411005, MAHARASTRA

VERSUS

BRITTANTA GOGOI AND 2 ORS.
S/O LATE PURNA CHANDRA GOGOI, R/O DHOILA MIRIPATHAR, WEST
SRIPURI, SARDA ROAD, P.O- SAIKHOWAGHAT, P.S- DHOLLA, DISTRICT-
TINSUKIA, ASSAM, PIN-786154

2:PARSURAM MALLAH
S/O LATE LAXMAN MALLAH
R/O DHOLLA BAZAAR
P.O- SAIKHOWAGHAT
P.S- DHOLLA
DISTRICT- TINSUKIA
ASSAM
PIN-786154

3:RANJIT SHARMA
S/O RABINDRA SHARMA
R/O BHUBAN KHAL
P.O- SAIKHOWAGHAT
PIN-786154
DISTRICT- TINSUKIA
ASSA

Advocate for the Petitioner : MR. R GOSWAMI, MS. P BORTHAKUR, MS. M SAIKIA

Advocate for the Respondent : ,

Linked Case : C.APPLN/0/0

GO DIGIT GENERAL INSURANCE CO LTD
HAVING ITS OFFICE AT 2ND FLOOR
UNIT NO.202 ROYAL CENTRE ULUBARI
G.S ROAD
OPPOSITE S.B DEORA COLLEGE
REVENUE VILLAGE
MOUZA ULUBARI
GUWAHATI HAVING ITS REGISTERED OFFICE AT 1ST TO 6TH FLOOR
ANANTA ONE AR ONE PRIDE HOTEL LANE
NARVEER TANAJI WAD

VERSUS

SRI BRITTANTA GOGOI
S/O LATE PURNA CHANDRA GOGOI R/O DHOILA MIRIPATHAR
WEST SRIPURI
SARDA ROAD
P.O-SAIKHOWAGHAT
P.S-DHOLLA
DISTRICT-TINSUKIA ASSAM PIN-786154

2:SRI PARSURAM MALLAH
S/O LATE LAXMAN MALLAH R/O DHOLLA BAZAAR P.O-SAIKHOWAGHAT
P.S-DHOLLA
DISTRICT-TINSUKIA ASSAM PIN-786154 OWNER OF NO.AS-23-N-0801
M/C

3:SRI RANJIT SHARMA
S/O RABINDRA SHARMA R/O BHUBAN KHAL P.O-SAIKHOWAGHAT
PIN-786154 DISTRICT-TINSUKIA ASSAM DRIVER OF NO.AS-23-N-0801
M/C

Advocate for : MONDAKINI SAIKIA
Advocate for : appearing for SRI BRITTANTA GOGOI

Linked Case : RP(FAM.CT.)/0/0

GO DIGIT GENERAL INSURANCE CO LTD
PUNE

VERSUS

BRITTANTA GOGOI AND ORS
TINSUKIA

Advocate for : MONDAKINI SAIKIA
Advocate for : appearing for BRITTANTA GOGOI AND ORS

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

28.01.2026

Learned counsel Ms. P. Borthakur is present for the Insurance Company and has submitted that the delay was not intentional. A prayer has been submitted to condone the delay in preferring the appeal against the judgment and order dated 28.05.2025 in connection with MAC Case No. 42/2023.

2. It is submitted that there is some urgency as the Insurance Company has received execution notice. The delay is only for a period of 5 days and there was no malafide on the part of the applicant. The judgment was delivered on 28.05.2025 by the learned Member, MACT, Tinsukia and the applicant learnt about the order on 23.07.2025 and this resulted in the delay.

3. Considering the submissions at the Bar, it appears that delay may be condoned. Thereby, delay is condoned.

4. Registry to register the connected appeal on the next week.
5. In terms of the above observation, this application stands disposed of.

JUDGE

Comparing Assistant