

GAHC010022842026



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

Case No. : MACApp./47/2026

DIPAK KR BARUAH
S/O LATE CHAMPARAM BARUA, VILL- LATHAPARA, P.O- HATIMARA, P.S-
SIPAJHAR, DIST- DARRANG, ASSAM, PIN- 784164

VERSUS

ROMAKANTA KOLITA @ RAMA KANTA KALITA AND ANR
S/O- KRISHNA KANTA KOLITA, R/O VILL- LATHAPARA, P.O.- HATIMARA,
P.S.- SIPAJHAR, DIST- DARRANG, ASSAM, PIN-784146

2:SMT BHADRA BALA KALITA
W/O - SRI RAMA KANTA BARUAH @ ROMAKANTA KOLITA
RESIDENT OF VILL- LATHAPARA
P.O- HATIMARA
P.S- SIPAJHAR
DIST-DARRANG
ASSAM
PIN- 78414

Advocate for the Petitioner : MR M AHMED, N. CHOUDHURY,A. K. KANU

Advocate for the Respondent : ,

Linked Case : I.A.(Civil)/358/2026

DIPAK KR BARUAH
S/O LATE CHAMPARAM BARUA
VILL- LATHAPARA

P.O- HATIMARA
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DIST-DARRANG
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PIN- 784146

Advocate for : MR M AHMED
Advocate for : appearing for ROMAKANTA KOLITA @ RAMA KANTA KALITA
AND ANR

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

11.02.2026

Learned counsel Mr. M. Ahmed is present for the appellant/owner of the vehicle who is aggrieved by the judgment and order dated 12.11.2025 in connection with MAC(D) Case No. 207/2013 passed by the learned Additional District Judge, FTC, Darrang, Mangaldoi.

It is submitted that earlier the case was booked under Section 302 of the IPC

and later on charge-sheet was submitted under Section 304A of the IPC. It is a concocted case and now in a concocted case, the parties have come up with a claim petition, thus, highly aggrieved by the judgment and order. It is also submitted that the owners as appellants has a good case.

Issue notices to the respondents by usual process returnable within 4 (four) weeks.

Call for the original records from the Tribunal.

List accordingly.

JUDGE

Comparing Assistant