

GAHC010026082026



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

Case No. : I.A.(Civil)/632/2026

CHOLAMANDALAM MS GENERAL INSURANCE CO. LTD.
HAVING ITS REGISTERED OFFICE HEAD OFFICE AT SHAW WALLACE
BUILDING NEW NO. 319
OLD NO. 154
2ND FLOOR
THAMBU CHETTY
CHENNAI
ITS GUWAHATI REGIONAL OFFICE AT 4TH FLOOR
AASTHA PLAZA
BORA SERVICE
G.S. ROAD
GUWAHATI
KAMRUP (M)
ASSAM -781007 REPRESENTED BY THE DEPUTY MANAGER LEGAL
CLAIMS OF GUWAHATI REGIONAL OFFICE

VERSUS

AJIFA KHATUN AND 2 ORS
WIFE OF JALAL UDDIN
RESIDENT OF VILLAGE-SONARIGAON
POST OFFICE- DHING
POLICE STATION- NAGAON SADAR
DISTRICT- NAGAON
ASSAM
PIN CODE-782123

2:SRI ARUL KUMER DAS (ARUL V)

SON OF VENKATSEN
RESIDENT OF-1/8 NO. 164
GANDHINAGAR
MORASAPALLY

GUDIYATTAM VELLORE DT
TAMIL NADU
PIN CODE-635810 DRIVER OF THE VEHICLE BEARING NO. TN 39/BR-4579
TATA SUPER ACE

3:SRI PARANI SURESH
SON OF GOPAL
RESIDENT OF -NO. 12
AMARJYOTI MULLAI NAGAR
MUTHANAMPALAYAM ROAD
NALLUR
TIRUPUR
TAMIL NADU
PIN CODE- 641666 OWNER OF THE VEHICLE BEARING NO. TN 39/BR-4579
TATA SUPER ACE

Advocate for : MR T KALITA
Advocate for : appearing for AJIFA KHATUN AND 2 ORS

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 27.02.2026

- 1.** Heard Mr. T. Kalita, learned counsel for the applicant.
- 2.** This Interlocutory Application has been filed by the applicant/Insurance Company in connection with MAC Appeal No.84/2026, praying for stay of execution of the impugned Judgment and Award dated 12.11.2025, passed by the Motor Accident Claims Tribunal No.3, Kamrup (Metro) at Guwahati in MAC Case No.818/2019 during the pendency of the connected of the MAC Appeal.
- 3.** The applicant has been directed to pay the compensation amount of Rs.31,08,000/- to the claimant at an interest @ 9% per annum by the aforesaid Judgment and Award.
- 4.** Learned counsel for the applicant submits that the applicant is ready to deposit 50% of the awarded amount before the Registry of this Court as a condition for grant of stay of the execution of the impugned Judgment and

Award.

5. Considering the submissions made by learned counsel for the applicant, a notice to the respondents/ opposite parties is waived and the prayer is allowed.

6. The execution of impugned Judgment and Award dated 12.11.2025, passed by the Motor Accident Claims Tribunal No.3, Kamrup (Metro) at Guwahati in MAC Case No.818/2019 shall remain stayed subject to deposit of 50% of the awarded amount by the present applicant before the Registry of this Court within a period of 6 (six) weeks from the date of this order.

7. With the aforesaid direction, this Interlocutory Application stands disposed of.

JUDGE

Comparing Assistant