

GAHC010038592026



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

Case No. : MACApp./99/2026

THE NATIONAL INSURANCE COMPANY LTD
REGISTERED HEAD OFFICE AT PLOT NO. CBD-81, NEW TOWN, KOLKATA-
700156 AND THE REGIONAL OFFICE AT BHANGAGARH, GUWAHATI-
781005, REPRESENTED BY THE REGIONAL MANAGER, GUWAHATI
REGIONAL OFFICE.

VERSUS

BANTI DEY AND 2 ORS.
S/O LATE BABUL CHANDRA DEY, RESIDENT OF VILL- JORANGDISHA NO.
1, P.O. AND P.S.- LUMDING, DISTRICT- HOJAI, ASSAM

2: BABUL CHANDRA DEY (SINCE DECEASED)
S/O LATE BIRESWAR DEY
R/O VILL- JORANGDISHA NO. 1
NEAR KALI MANDIR
P.O. AND P.S.- LUMDING
DIST- HOJAI
ASSAM

3: GAUTAM MZAUMDER (SINCE DECEASED)
S/O LATE JAGADISH MAZUMDER
R/O VILL- JORANGDISHA NO. 1
NEAR KALI MANDIR
P.O. AND P.S.- LUMDING
DIST- HOJAI
ASSA

Advocate for the Petitioner : MRS. D DAS BARMAN, MS. P CHUTIA

Advocate for the Respondent : ,

**BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA**

ORDER

Date : 24.03.2026

- 1.** Heard Mrs. D. D. Barman, learned counsel for the appellant.
- 2.** This appeal under Section 173 of the Motor Vehicles Act, 1988 has been preferred by the National Insurance Company Limited impugning the Judgment and Award dated 03.12.2025 passed by the Motor Accident Claims Tribunal, Sankardev Nagar, Hojai in MAC Case No. 567/2016 whereby the appellant was directed to pay compensation amount of Rs.5,15,760/- along with interest to the claimant respondent.
- 3.** I have gone through the grounds stated in the memo of appeal and have considered the submissions made by the learned counsel for the appellant.
- 4.** This appeal is admitted.
- 5.** Issue notice to the respondents.
- 6.** Call for the records of MAC Case No. 567/2016 from the concerned tribunal.
- 7.** The Registry shall take steps for requisitioning the aforesaid records.
- 8.** The appellant shall take steps for issuance of notice upon the respondent by speed post as well as by usual mode within seven days from the date of this order, returnable on 4th of May, 2026.
- 9.** List accordingly.

JUDGE

Comparing Assistant