

GAHC010238122022



undefined

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

Case No. : MACApp./41/2023

ORIENTAL INSURANCE COMPANY LTD.
A COMPANY REGISTERED AND INCORPORATED UNDER THE COMPANIES
ACT, 1956, HAVING ITS REGISTERED OFFICE A ORIENTAL HOUSE, A-25/27
ASAF ALI ROAD, NEW DELHI- 2 WITH ONE OF ITS REGIONAL OFFICE AT
G.S. ROAD, ULUBARI, GUWAHATI- 7, REPRESENTED BY ITS REGIONAL
MANAGER.

VERSUS

NIRU SAIKIA AND ORS.
W/O PURNANDA SAIKIA,
VILL.- KHATARGAON, NOMI,
P.O.- NAGAON,
P.S.- NAGAON SADAR,
DIST.- NAGAON, ASSAM, PIN- 782001.

3:USHA SAIKIA
W/O SANJIB SAIKIA

VILL.- KHATARGAON
NOMI

P.O.- NAGAON

P.S.- NAGAON SADAR

DIST.- NAGAON
ASSAM
PIN- 782001.

4:RANJIT NATH
S/O PULESH NATH

VILL.- LUNGPUNG GAON

P.O. AND P.S.- KAMPUR

DIST.- NAGAON
ASSAM
PIN- 782426

Advocate for the Petitioner : MR. R C PAUL,

Advocate for the Respondent : ,

Linked Case : I.A.(Civil)/900/2023

NIRU SAIKIA AND ANR.
W/O PURNANDA SAIKIA

VILL.- KHATARGAON
NOMI

P.O.- NAGAON

P.S.- NAGAON SADAR

DIST.- NAGAON
ASSAM
PIN- 782001.

2: USHA SAIKIA

W/O SANJIB SAIKIA
VILL.- KHATARGAON
NOMI
P.O.- NAGAON
P.S.- NAGAON SADAR
DIST.- NAGAON
ASSAM
PIN- 782001.
VERSUS

ORIENTAL INSURANCE COMPANY LTD. AND ANR
HAVING ITS REGIONAL OFFICE AT G.S. ROAD

ULUBARI
GUWAHATI- 7
REPRESENTED BY ITS REGIONAL MANAGER.

2:RANJIT NATH

S/O PULESH NATH
VILL.- LUNGPUNG GAON
P.O. AND P.S.- KAMPUR
DIST.- NAGAON
ASSAM
PIN- 782426.

Advocate for : MR. I A TALUKDAR
Advocate for : MR. R C PAUL appearing for ORIENTAL INSURANCE COMPANY
LTD. AND ANR

Linked Case : I.A.(Civil)/334/2023

ORIENTAL INSURANCE COMPANY LTD.
A COMPANY REGISTERED AND INCORPORATED UNDER THE COMPANIES
ACT
1956
HAVING ITS REGISTERED OFFICE A ORIENTAL HOUSE
A-25/27 ASAF ALI ROAD
NEW DELHI- 2 WITH ONE OF ITS REGIONAL OFFICE AT G.S. ROAD
ULUBARI
GUWAHATI- 7
REPRESENTED BY ITS REGIONAL MANAGER.

VERSUS

NIRU SAIKIA AND ORS.
W/O PURNANDA SAIKIA
VILL.- KHATARGAON
NOMI
P.O.- NAGAON
P.S.- NAGAON SADAR
DIST.- NAGAON
ASSAM
PIN- 782001.

2:PUERNANANDA SAIKIA
S/O LATE GOLAP SAIKIA

VILL.- KHATARGAON
NOMI

P.O.- NAGAON

P.S.- NAGAON SADAR

DIST.- NAGAON
ASSAM
PIN- 782001.

3:USHA SAIKIA
W/O SANJIB SAIKIA

VILL.- KHATARGAON
NOMI

P.O.- NAGAON

P.S.- NAGAON SADAR

DIST.- NAGAON
ASSAM
PIN- 782001.

4:RANJIT NATH
S/O PULESH NATH

VILL.- LUNGPUNG GAON

P.O. AND P.S.- KAMPUR

DIST.- NAGAON
ASSAM
PIN- 782426.

Advocate for : MR. R C PAUL
Advocate for : appearing for NIRU SAIKIA AND ORS.

Linked Case : I.A.(Civil)/613/2023

SMTI. NIRU SAIKIA AND ANR.
W/O PURNANDA SAIKIA

VILL.- KHATARGAON NOMI

P.O.- NAGAON

P.S.- NAGAON SADAR

DIST.- NAGAON

ASSAM

PIN- 782001.

2: SMTI. USHA SAIKIA

W/O SANJIB SAIKIA

VILL.- KHATARGAON NOMI

P.O.- NAGAON

P.S.- NAGAON SADAR

DIST.- NAGAON

ASSAM

PIN- 782001.

VERSUS

ORIENTAL INSURANCE COMPANY LTD. AND ANR.

A COMPANY REGISTERED AND INCORPORATED UNDER THE COMPANIES
ACT

1956

HAVING ITS REGISTERED OFFICE A ORIENTAL HOUSE

A-25/27 ASAF ALI ROAD

NEW DELHI- 2 WITH ONE OF ITS REGIONAL OFFICE AT G.S. ROAD

ULUBARI

GUWAHATI- 7

REPRESENTED BY ITS REGIONAL MANAGER.

2:RANJIT NATH

S/O SRI PULESH NATH

VILL-LUNGPUNG GAON

P.O. AND P.S.-KAMPUR

DIST-NAGAON

ASSAM

PIN-782426

Advocate for : MR. I A TALUKDAR

Advocate for : MR. R C PAUL appearing for ORIENTAL INSURANCE COMPANY
LTD. AND ANR.

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

ORDER

Date : 20.01.2026

- 1.** Heard Mr. R. C. Paul, the learned counsel for the appellant. Also heard Mr. I. A. Talukdar the learned counsel for the respondent.
- 2.** Both the counsels have filed their written gist of argument as directed by this Court earlier.
- 3.** The judgment is reserved.

JUDGE

Comparing Assistant