

GAHC010054412026



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

Case No. : I.A.(Civil)/970/2026

NAYAN KALITA @ NAYAN MONI KALITA
S/O BIREN KALITA, HOUSE NO. 54, MIRZA BORIHAT, P.S.- PALASHBARI,
DIST- KAMRUP (ASSAM)

VERSUS

MAGMA HDI GENERAL INSURANCE COMPANY LTD. AND 2 ORS.
F-FORT, SOUTH SARANIA, 2ND FLOOR, G.S. ROAD, ULUBARI, P.O.-
GUWAHATI-781007, DIST- KAMRUP (M) (ASSAM)

2:NOBIR HUSSAIN
S/O JALAL UDDIN
VILL- RANGASWARI
P.O.- TUPAMARI- 781127
P.S.- NAGARBERA
DIST- KAMRUP (ASSAM)

3:MONOWAR HUSSAIN
S/O LT. KUMUD ALI HUSSAIN
VILL- NAITAR SONAPARA
P.O.- TUPAMARI- 781127
DIST- KAMRUP (ASSAM)

Advocate for the Petitioner : MR. A R AGARWALA, MR ADITYA AGARWALA,MS. R
LAILA,MD. K ALI

Advocate for the Respondent : ,

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

NAYAN KALITA ALIAS NAYAN MONI KALITA
ASSAM

VERSUS

MAGMA HDI GEN INSURANCE CO LTD AND ORS
ASSAM

Advocate for : ATMA RAM AGARWALA
Advocate for : appearing for MAGMA HDI GEN INSURANCE CO LTD AND ORS

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 27.03.2026

1. Heard Mr. A. R. Agarwala, the learned counsel for the applicant.
2. This Interlocutory Application under Section 5 of the Limitation Act, 1963 has been filed by the applicant, praying for condonation of delay of 146 days in preferring the connected MAC Appeal.
3. Issue notice to the respondents.
4. The applicant shall take steps for service of notice upon the respondents by speed post as well as by usual mode within seven days from the date of this order, returnable on 08.05.2026.
5. Let this matter be listed on 08.05.2026.

JUDGE

Comparing Assistant