

GAHC010060982026



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

**Case No. : I.A.(Civil)/1058/2026**

NEW INDIA ASSURANCE COMPANY LIMITED  
A PUBLIC SECTOR UNDERTAKING COMPANY, REGISTERED AND  
INCORPORATED UNDER THE COMPANIES ACT, 1956, HAVING ITS  
REGISTERED OFFICE AT 87 M.G ROAD, FORT MUMBAI-40001 WITH ONE  
OF ITS REGIONAL OFFICE AT ' STAR CITY COMPLEX', 5TH FLOOR, LACHIT  
NAGAR, G.S ROAD, ULUBARI, GUWAHATI-781007, REPRESENTED BY ITS  
REGIONAL MANAGER, GUWAHATI, ASSAM.

VERSUS

1.1 MANJUL HOQUE AND ORS.  
S/O. LT. HUSSAIN ALI

1.2: SURUBHAN @ SURAT BHAN  
W/O. MANJUL HOQUE

1.3: ABIDA PARBIN  
W/O. LT. SURAT JAMAL

ALL ARE R/O. VILL.- MADHUSOULMARI PART-II  
P/O. MADHUSOULMARI  
P/S. GAURIPUR  
DIST. DHUBRI  
ASSAM  
PIN-78331

2: GURMEET SINGH  
S/O. AVTAR SINGH  
R/O. VILL.- NH-B  
DELHI  
JAIPUR ROAD  
GURGAON

GURGAON HR PIN-123106  
TEMPORARY ADDRESS-  
R/O. VILL.- RAMPARASHTHA COLONY  
CHONDER NAGAR  
DIST. GAJIABAD  
UTTAR PRADESH  
PIN-788120

3:KUSHAL PAL  
S/O. LT. VEER PAL  
R/O. VILL.- KURLI  
P/O. AND P/S. BUIANDSHAHR  
UTTAR PRADESH  
PIN-20340

**Advocate for the Petitioner** : MR. R C PAUL,

**Advocate for the Respondent** : FOR CAVEATOR, MR. SURAJIT DAS,MR. P P DAS

Linked Case : C.APPLN/0/0

NEW INDIA ASSURANCE COMPANY LIMITED  
ASSAM

VERSUS

MANJUL HOQUE  
ASSAM

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Advocate for : MR RABINDRA CHANDRA PAUL  
Advocate for : appearing for MANJUL HOQUE

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

NEW INDIA ASSURANCE COLTD  
ASSAM

2: MANJUL HOQUE

ASSAM  
VERSUS

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Advocate for : MR RABINDRA CHANDRA PAUL  
Advocate for : appearing for

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

**ORDER**

**Date : 02.04.2026**

1. Heard Mr. R. C. Paul, the learned counsel for the applicant. Also heard Mr. R. Mishra, the learned counsel appearing on behalf of Mr. S. Das, the learned counsel for the claimant/opposite party No.1.
2. This Interlocutory Application has been filed by the applicant/Insurance Company i.e., New India Insurance Company Limited, praying for condoning the 40 days delay in preferring the connected appeal, wherein the judgment and award dated 06.11.2025 passed by the Motor Accident Claims Tribunal, Dhubri in MAC Case No. 71/2020(D) has been impugned.
3. The learned counsel for the opposite party No.1/claimant has submitted that considering the short period of delay, the claimant/opposite party No.1 does not have any objection if the said delay is condoned.
4. Since the claimant has conceded to the prayer for condonation of delay, the notice to other opposite parties are hereby waived.
5. After considering the submissions made by the learned counsel for both sides and after going through the instant Interlocutory Application,

this Court is of the view that the cause shown in paragraph No. 4, 5 and 6 of this instant Interlocutory Application to be sufficient cause which prevented the applicant in filing the connected appeal within the prescribed period of limitation.

6. Hence, the delay of 40 days in preferring the connected appeal is hereby condoned and this Interlocutory Application is allowed.

7. The Registry to register the connected MAC Appeal and list the same for admission after a week on a date to be fixed by it.

8. List accordingly.

9. Let the name of Mr. S. Das and Mr. A. Mishra be shown in the cause list as the engaged counsel for the claimant/respondent No.1 henceforth.

**JUDGE**

**Comparing Assistant**