

GAHC010064652026



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

Case No. : I.A.(Civil)/1044/2026

DEBEN DOIMARY AND ANR
S/O LATE BULARAM DOIMARY, R/O VILL.- NO. 1 HASONG GAON, P.S.-
SIMEN CHAPARI, DIST.- DHEMAJI, ASSAM.

2: SMT. REEMALI DAIMARY
W/O SHRI DEBEN DOIMARY
R/O VILL.- NO. 1 HASONG GAON
P.S. SIMEN CHAPARI
DIST.- DHEMAJI
ASSAM

VERSUS

THE NEW INDIA ASSURANCE COMPANY LIMITED AND 2 ORS.
HAVING ITS REGISTERED AND HEAD OFFICE AT NEW INDIA ASSURANCE
BUILDING, 87, MAHATMA GANDHI ROAD, FORT, MUMBAI-400001 AND
REGIONAL OFFICE AT G.S. ROAD, GUWAHATI-5, REP. BY THE CHIEF
REGIONAL MANAGER.

2:ARUN DAS
S/O SHRI BUDHESWAR DAS
VILL.- BOGORIJURI HALWA GAON
P.O. KOHORA
P.S.- BOKAKHAT
DIST.- GOLAGHAT
ASSAM.

3:PRAKASH KALITA
S/O LATE KANDARPA KALITA
VILL.- WEST BORAGAON
MILA PATH
H/NO. 8
P.O.- GOTANAGAR
P.S.- GARCHUCK

DIST.- KAMRUP(M)
GUWAHATI
ASSAM

Advocate for the Petitioner : MR. P HAZARIKA, MR. H S BORAH

Advocate for the Respondent : MR SISHIR DUTTA, MS M BORCHETIYA,MR S DUTTA,MR. S DUTTA

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 08.05.2026

1. Heard Mr. P. Hazarika, learned counsel for the applicant. Also heard Ms. S. Mushahary, learned counsel for the respondent/Insurance Company.
2. This Interlocutory Application has been filed by the applicant/respondents No. 1 and 2/claimant in connection with MAC Appeal No.17/2020 praying for allowing the said applicant to withdraw the amount of Rs.1,60,000/- (rupees one lakh sixty thousand) which has been deposited by the New India Assurance Company Limited before Registry of this Court in pursuant to the order dated 30.01.2020 passed in I.A.(Civil)/ 211/2020 arising out of the connected MAC Appeal No.17/2020.
3. The learned counsel for the respondent Insurance Company has not opposed the prayer and accordingly, the same is allowed.
4. The money deposited by the Assurance Company i.e. an amount of Rs.1,60,000/- (rupees one lakh sixty thousand) may be allowed to withdraw by the present applicants after proper verification.
5. Interlocutory Application is disposed of.

JUDGE

Comparing Assistant