

GAHC010076782026



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

Case No. : MACApp./222/2026

CHOLAMANDALM MS GENERAL INSURANCE COMPANY LIMITED
HAVING ITS REGISTERED OFFICE HEAD OFFICE AT SHAW WALLACE
BUILDING NEW NO. 319, OLD NO. 154, 2ND FLOOR, THAMBU CHETTY,
CHENNAI, PIN-600001, INDIA, ITS ZONAL OFFICE AT OFFICE NO. 201 AND
202 L AND T CHAMBERS, 2ND FLOOR, 16 CAMAC STREET, KOLKATA-
700017 AND ITS GUWAHATI REGIONAL OFFICE AT 4 TH FLOOR, ASTHA
PLAZA, BORA SERVICE, G.S. ROAD, GUWAHATI, KAMRUP (M), ASSAM-
781007 REP. BY THE DEPUTY LEGAL CLAIMS OF GUWAHATI REGIONAL
OFFICE.

VERSUS

SMT. RUPA SAIKIA AND 3 ORS.
WIFE OF SRI LALIT SAIKIA, RESIDENT OF VILLAGE-CHARING
SONARIBARI GAON, POST OFFICE- CHARING, POLICE STATION-
GAURISAGAR, DISTRICT-SIVASAGAR, ASSAM, PIN CODE- 782439
CLAIMANT

2:SMT. BORNALI RAJKONWAR SINGH
WIFE OF MR. RANJIT SINGH
RESIDENT OFNIJ MANKOTA GAON
C.R. BUILDING
POST OFFICE- DIBRUGARH
POLICE STATION-DIBRUGARH
ASSAM
PIN CODE- 786012 OWNER OF THE VEHICLE BEARING NO. AS 06/BC-2632
DUMPER

3:SRI SUNIL GOGOI
SON OF SRI MANIK GOGOI
RESIDENT OF -CHENGAMARI GAON
POST OFFICE- GUGAMUKH

DISTRICT-LAKHIMPUR
NORTH LAKHIMPUR
ASSAM
PIN CODE- 787034 DRIVER OF THE VEHICLE BEARING NO. AS 06/BC-2632
DUMPER

4:THE NEW INDIA ASSURANCE COMPANY LIMITED
REPRESENTED BY THE BRANCH MANAGER
SIVASAGAR BRANCH
SIVASAGAR
ASSAM
PIN CODE785640 INSURER OF THE VEHICLE BEARING NO. AS 06/H-4286
MARUTI VA

Advocate for the Petitioner : MR T KALITA, MR A KAKOTI

Advocate for the Respondent : ,

WITH

Case : I.A.(Civil)/1461/2026

CHOLAMANDALM MS GENERAL INSURANCE COMPANY LIMITED
HAVING ITS REGISTERED OFFICE HEAD OFFICE AT SHAW WALLACE
BUILDING NEW NO. 319
OLD NO. 154
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THAMBU CHETTY
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ITS ZONAL OFFICE AT OFFICE NO. 201 AND 202 L AND T CHAMBERS
2ND FLOOR
16 CAMAC STREET
KOLKATA-700017 AND ITS GUWAHATI REGIONAL OFFICE AT 4 TH FLOOR
ASTHA PLAZA
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ASSAM-781007 REP. BY THE DEPUTY LEGAL CLAIMS OF GUWAHATI
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POLICE STATION- GAURISAGAR
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3:SRI SUNIL GOGOI
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SIVASAGAR BRANCH
SIVASAGAR
ASSAM
PIN CODE785640 INSURER OF THE VEHICLE BEARING NO. AS 06/H-4286
MARUTI VAN

Advocate for : MR T KALITA
Advocate for : appearing for SMT RUPA SAIKIA AND 3 ORS.

In

MACApp. Case No. 222/2026

BEFORE

HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

08.05.2026

[1] Heard Mr. A. Kakoti, the learned counsel for the appellant.

[2] This appeal under Section 173 of the M.V. Act, 1988 has been filed by the appellant, namely, Cholamandalm MS General Insurance Company Limited, impugning the judgment and award dated 17.01.2026, passed by the Motor Accident Claims Tribunal, Sivasagar in MAC Case No. 18/2019.

[3] I have gone through the memo of appeal and have considered the submissions made by the learned counsel for the appellant.

[4] The appeal is admitted.

[5] Let the records of MAC Case No. 18/2019 be called for from the concerned Tribunal.

[6] Let also notice be issued to the respondents.

[7] The appellant shall take steps for issuance of notice upon the respondents by speed post as well as by usual mode within 7(seven) days from the date of this

order, returnable on 12th June, 2026.

JUDGE

Comparing Assistant