

GAHC010080232025



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

Case No. : I.A.(Civil)/1475/2025

THE TATA AIG GENERAL INSURANCE CO. LTD.
HAVING ITS REGISTERED HEAD OFFICE AT PENINSULA BUSINESS PARK,
TOWER A, 15TH FLOOR, G.K. MARG, LOWER PAREL, MUMBAI 400013,
MAHARASHTRA, AND HAVING ONE OF ITS BRANCH OFFICE AT 3RD
FLOOR, MAYUR GARDEN, OPP. HDFC BANK, G.S. ROAD, GUWAHATI
781005, ASSAM.

VERSUS

NIBEDITA UPADHYAI AND 4 ORS
D/O LATE YOYANATH UPADHYAYA DAHAL, R/O VILL. BIHPURIA, WARD
NO 1, P.S. BIHPURIA, PIN 748161, DIST. LAKHIMPUR, ASSAM.

2:PARTHA PRATIM UPADHYAYA

S/O LATE TOYANATH UPADHYAYA DAHAL
R/O VILL. BIHPURIA
WARD NO 1
P.S. BIHPURIA
PIN 784161
DIST. LAKHIMPUR
ASSAM.

3:JUBARAJ DAS UPADHYAYA

S/O LATE TOYANATH UPADHYAYA DAHAL
R/O VILL. BIHPURIA
WARD NO 1
P.S. BIHPURIA
PIN 784161
DIST. LAKHIMPUR
ASSAM.

4:MD. AIJUL
C/O ABDUL JALIL
R/O VILL. KARATIPAM
P.S. MORIGAON
PIN 782105
DIST. MORIGAON
ASSAM.

5:MD. ATAB HUSSAIN AHMED

S/O ABDUL MUTAIB
R/O VILL. GAROIMARI
P.S. LAHARIGHAT
PIN 782127
DIST. MORIGAON

Advocate for the Petitioner : MR. K K BHATTA, MRS L SHARMA

Advocate for the Respondent : MR. P SARMAH (R-1,2,3), MR A N IQBAL(R-1,2,3),M
SHARMA(R-1,2,3),MR. S UPADHAYA(R-1,2,3),MR. B CHAKRAVARTY(R-1,2,3)

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

THE TATA AIG GENERAL INSURANCE CO LTD
HAVING ITS REGD OFFICE AT PENINSULA BUSINESS PARK
TOWER A
15 FLOOR
G K MARG
LOWER PAREL
MUMBAI- 400013
MAHARASHTRA AND HAVING ONE OF ITS BRANCH OFFICE AT 3RD
FLOOR
MAYUR GARDEN
OPP HDFC BANK
GS ROAD
GUWAHATI 781005
ASSAM

VERSUS

NIBEDITA UPADHYAI

D/O- LATE TOYANATH UPADHYAYA DAHAL
R/O- VILL- BIHPURIA
WARD NO. 1
PS BIHPURIA
PIN- 784161
DIST- LAKHIMPUR
ASSAM

Advocate for : ALOK KUMAR BHATTACHARYYA
Advocate for : appearing for NIBEDITA UPADHYAI

Linked Case : C.APPLN/0/0

THE TATA AIG GENERAL INSURANCE CO LTD
HAVING ITS REGD OFFICE AT PENINSULA BUSINESS PARK
TOWER A
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VERSUS

NIBEDITA UPADHYAI
D/O- LATE TOYANATH UPADHYAYA DAHAL
R/O- VILL- BIHPURIA
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PIN- 784161
DIST- LAKHIMPUR
ASSAM

Advocate for : ALOK KUMAR BHATTACHARYYA
Advocate for : appearing for NIBEDITA UPADHYAI

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

ORDER

Date : 02.04.2026

1. Heard Mr. K.K. Bhatta, learned counsel for applicant. Also heard Mr. B. Chakravarty, learned counsel appearing for respondent No.1, 2 and 3.
2. The learned counsel for the applicant seeks some time to go through the ruling cited by learned counsel for the respondent before making his submissions in this case.
3. The prayer is allowed.
4. List this matter again on **29.04.2026**.

JUDGE

Comparing Assistant