

GAHC010083172022



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

Case No. : MACApp./209/2022

SRI BERASWAR KONWAR AND 4 ORS
- S/O- LATE THANURAM KONWAR, R/O- VILL.- DAHALI, P.O. SILCHANG,
P.S. NELI, DIST.- MORIGAON, ASSAM

2: SMTI. PUNESWARI KONWAR
D/O- LATE THANURAM KONWAR
W/O- SRI MILON KONWAR
R/O- VILL.- DAHALI
P.O. SILCHANG
P.S. NELI
DIST.- MORIGAON
ASSAM.

3: SRI ARUN CH. KONWAR
S/O- LATE THANURAM KONWAR
PERMANENT R/O- VILL.- DAHALI
P.O. AND P.S. NELI
DIST.- MORIGAON
ASSAM AND PRESENTLY RESIDING AT BHUMURAGURI
P.O. AND P.S. JAGIROAD
DIST.- MORIGAON
ASSAM.

4: SMTI. BINA KONWAR
D/O- LATE THANURAM KONWAR
W/O- SRI ROMES KONWAR
R/O- VILL.- BARUKATA
P.O. MANAHA
P.S. MAYANG
DIST.- MORIGAON
ASSAM.

5: SRI PITSING KONWAR
S/O- LATE THANURAM KONWAR

R/O- VILL.- DAHALI
P.O. SILCHANG
P.S. NELI
DIST.- MORIGAON
ASSAM

VERSUS

SRI SANWAL MAL AND 2 ORS
S/O- SRI RAMESHWAR LAL, R/O- VILL.- ASHERA BIKANER, P.S. NAPASAR,
DIST.- BIKANER, STATE- RAJASTHAN, PIN- 334201. (DRIVER OF THE
TRUCK).

2:SRI RAJESH PRASAD
S/O- LATE LAKHANMAL PRASAD
R/O- GOLAGHAT ROAD
DIMAPUR
P.S. DIMAPUR EAST
DIST.- DIMAPUR
STATE- NAGALAND
PIN- 797112. (OWNER OF THE TRUCK).

3:THE NEW INDIA ASSURANCE COMPANY LIMITED

REP. BY ITS REGIONAL MANAGER
REGIONAL OFFICE
G.S. ROAD
BHANGAGARH
GUWAHATI- 781005
DIST.- KAMRUP(M)
ASSAM

Advocate for the Petitioner : MR. R Deka, MS P MISHRA

Advocate for the Respondent : MR. R GOSWAMI, MR. S DUTTA,MS. P BORTHAKUR (R-3),MR.
R GOSWAMI (R-3)

**BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND**

ORDER

16.12.2025

Learned counsel Mr. S. I. Akan is present for the appellant and learned counsel Mr. S. Dutta is present for respondent no.3

2. Office note dated 05.12.2025, indicates that notice could not be served on respondent no.2 as the address was insufficient and AD card of respondent no.1 has not been received back indicating service report is awaited on respondent no.1.

3. Fresh steps to be taken to issue notice to respondent no.2 through proper address.

4. List this matter on 20.01.2026.

JUDGE

Comparing Assistant