

GAHC010084712023



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

Case No. : MACApp./59/2026

NEW INDIA ASSURANCE CO. LTD.
HAVING ITS REGISTERED OFFICE AT NEW ASSURANCE BUILDING 87
MAHATMA GANDHI ROAD, MUMBAI AND ONE OF THE REGIONAL OFFICE
AT G.S ROAD, BHANGAGARH, GUWAHATI 5, ASSAM

VERSUS

SABITA PATAR HAZARIKA AND 3 ORS. E
W/O LATE RATUL HAZARIKA RESIDENT OF VILLAGE KUJABORI, PS
RAHA, DIST NAGAON, ASSAM 782103

2:NILUTPAL HAZARIKA
S/O LATE RATUL HAZARIKA
RESIDENT OF VILLAGE KUJABORI
PS RAHA
DIST NAGAON
ASSAM 782103

3:DHRUBAJYOTI BORAH
S/O LATE L. BORAH
C/O PUTUL NATH
RESIDENT OF VILLAGE KAMALABARI
HOUSE NO. 9
PS BASISTHA
DIST KAMRUP M ASSAM 781029

4:DHRUBAJYOTI BORAH
S/O LATE L. BORAH
RESIDENT OF VILLAGE SETALI
JAMUGURI
PS AND DIST NAGAON
ASSAM 78214

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

Advocate for the Respondent : MR. A R AGARWALA,

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 27.02.2026

1. Heard learned Counsel Mr. K.K. Bhatta for the appellant and Mr. A. R. Agarwala, learned counsel representing the respondent Nos. 1 and 2.
2. This appeal has been filed under Section 173 of the MV Act, 1988 against the judgment and award dated 07.12.2022 passed by the learned Member, MACT No.2, Kamrup in MAC case No. 517/2018.
3. Admit this appeal.
4. Issue notice to respondent Nos. 3 and 4.
5. The Appellant is directed to furnish a copy of the appeal memo to the respondent Nos. 1 and 2.
6. Call for the original records from the Tribunal.
7. List on 01.04.2026.

JUDGE

Comparing Assistant