

GAHC010088172025



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

Case No. : CRP(IO)/187/2025

SHRIRAM GENERAL INSURANCE COMPANY LIMITED
HAVING ITS CORPORATE AND REGISTERED OFFICE AT E-8, EPIP, RIICO
INDUSTRIAL AREA, SITAPURA, JAIPUR, RAJASTHAN, INDIA, PIN-302022
AND ONE OF THE BRANCH OFFICES AT B.R. ARCADE, 3RD FLOOR,
OPPOSITE TO PRIYA PALACE HOTEL, 21, JANAPATH, ULUBARI,
GUWAHATI-781007, KAMRUP, ASSAM

VERSUS

MD EKRAMUL HUSSAINAND 2 ORS.
S/O ABDUL HAKIM, P/R/O VILL- UTTAR PUTA KALONG, MAZULI, P.S.-
RUPAHIHAT, DIST- NAGAON, ASSAM, PIN-781318

2:DIBYA MORAN
S/O MODESWAR MORAN
R/O VILL- BETONI
P.S.- DIGBOI
P.O.- MAMORONI (MAKUM)
DIST- TINSUKIA
ASSAM
PIN-786170

3:DIPEN TANTI
S/O SAMARU TANTI
R/O VILL- PANKIAL GAON
P.S.- GOLAGHAT
DIST- GOLAGHAT
PIN-78570

For the petitioner (s) : Mr. A. J. Saikia, Advocate

For the respondent (s) : XXXX

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
O R D E R

30.05.2025

Issue notice upon the respondent No.1 making it returnable on 26.06.2025.

2. Steps be taken upon the said respondent No.1 by way of dasti routed through the Registry of this Court and file an affidavit of service on or before the next date.

3. The petitioner herein has assailed the order dated 14.05.2024 whereby the delay in filing the claim proceedings by 47 days was condoned by the learned Member, Motor Accident Claims Tribunal, Nagaon in Misc. Case No.34/2023 arising out of MAC Case No.149/2024.

4. The learned counsel appearing on behalf of the petitioner has submitted that in view of the provision of Section 166(3) of the Motor Vehicles Act, 1988 which has been brought into effect from 01.04.2022, the proceedings could not have been filed beyond the period of 6 months from the date of the accident which in the instant case was 12.09.2022.

5. This Court further stays the further proceedings of MAC Case No.149/2022 pending before the learned Member, Motor Accident Claims Tribunal, Nagaon till the next date.

6. List accordingly.

JUDGE

Comparing Assistant