

GAHC010088782020



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

**Case No. : MACApp. 173/2020**

1:NATIONAL INSURANCE COMPANY LIMITED  
REGISTERED HEAD OFFICE AT 3, MIDDLETON STREET, CALCUTTA 700071,  
REPRESENTED BY THE DEPUTY MANAGER, GAUHATI REGIONAL OFFICE,  
BHANGAGARH, GUWAHATI 781005

VERSUS

1:SRI MOHAN MITAI AND 5 ORS  
S/O LATE BINOD MITAI, R/O NO. 1 LAKHI NAGAR, P.O.SARUPATHAR, P.S.  
URIAM GHAT , DIST. GOLAGHAT, ASSAM, PIN 785601

2:RAM GENERAL INSURANCE CO. LTD.  
E-8 EPIPRIICO  
INDUSTRIAL AREA SITA PURA JAIPUR  
P.O. BILWA  
P.S. RAJASTHAN  
DIST. JAIPUR  
RAJASTHAN  
PIN 302022

3:SAROJ JAISWAL  
W/O SRI RAJKUMAR JAISWAL  
R/O WARD NO. 8 KESWAPUR  
P.O. AND P.S. SHAJANWA  
DIST. SHAJANWA  
GORAKHPUR  
UTTAR PRADESH  
PIN 273209

4:TH. CHANDRA SING  
S/O LT. TH. ANANDA SINGH  
R/O VILL. PUB NANDAPUR  
P.O. AND P.S. HOJAI  
DIST. NAGAON

ASSAM  
PIN 782435

5:UMESH CH. BISWAS  
S/O LATE DINESH BISWAS  
R/O SARADHAPALLY  
P.O. JALPAIGURI  
P.S. BHAKTI NAGAR  
DIST. JALPAIGURI  
PACHIMPANGA  
WEST BENGAL  
PIN 735101

6:L. ACHOU MITAI  
S/O SRI MOHAN MITAI  
R/O NO. 1 LAKHI NAGAR  
P.O. SARUPATHAR  
P.S. URIAM GHAT  
DIST. GOLAGHAT  
ASSAM  
PIN 78560

**Advocate for the Petitioner** : MS. R D MOZUMDAR

**Advocate for the Respondent** :

**BEFORE  
THE HON'BLE MR. JUSTICE PRASANTA KUMAR DEKA  
ORDER**

26.06.2020

Heard Ms. R. D. Mozumdar, the learned counsel for the appellant.

This is an appeal under Section 173 of the Motor Vehicle Act, 1988 against the judgment and order dated 24.01.2020, passed by the learned Addl. District and Sessions Judge, Fast Tract Court, Hojai, Sankardev Nagar, in MAC Case No. 509/2012.

Appeal is admitted.

LCR be called for. Let notice be issued. The appellant shall take steps on the respondents within a period of one week from today both by way of registered post with A/D and usual process.

Notice is made returnable after four weeks.

**JUDGE**

**Comparing Assistant**