

GAHC010091232024



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

Case No. : MFA/30/2024

ATABAR AKAND
SON OF LATE MOTI AKAND, RESIDENT OF VILLAGE KHOIRABARI, P.O.
KHOIRABARI, P.S. BARPETA ROAD, DISTRICT BARPETA, ASSAM

VERSUS

MISS HASINA BEGUM AND 2 ORS
WIFE OF LATE AFTAB HUSSAIN, RESIDENT OF VILLAGE KHAIRABARI,
P.O. KHAIRABARI, P.S. BARPETA ROAD, DISTRICT BARPETA, ASSAM-
781315

2:THE BRANCH MANAGER
THE ORIENTAL INSURANCE CO. LTD
BARPETA ROAD BRANCH
P.O. AND P.S. BARPETA ROAD
DISTRICT BARPETA
ASSAM-781315

3:THE REGIONAL MANAGER
M/S ORIENTAL INSURANCE CO. LTD
REGIONAL OFFICE
G.S. ROAD
ULUBARI
GUWAHATI-78100

Advocate for the Petitioner : MD. S ISLAM, MR. M DEKA, MISS. M DAS

Advocate for the Respondent : MS C BORAH, MS S MOCHAHARI, MS. M CHOUDHURY

**BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI**

ORDER

Date : 11.12.2024

Heard Md. S. Islam, learned counsel for the appellant and Ms. M. Choudhury, learned counsel for the respondents.

It is submitted by the learned counsel for the appellant-claimant that the respondent no. 1 is the owner of the offending vehicle and he is not a necessary party in this case and, as such, his name may be struck off from the array of respondents.

The appellant-claimant has challenged the order of the Tribunal seeking enhancement of the compensation awarded to him.

As the appellant-claimant has prayed to struck off the name of respondent no. 1 from the array of respondents and considering he submission of the learned counsel for the appellant-claimant, the name of the respondent no. 1 is struck off from the array of respondents on the risk of the appellant-claimant.

Trial court record is not received. Issue reminder.

Registry is directed to do the needful.

List the matter after the ensuing winter vacation.

JUDGE

Comparing Assistant