

GAHC010156292022



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

Case No. : MACApp./484/2022

ORIENTAL INSURANCE COMPANY LTD.
(A CENTRAL GOVT. UNDERTAKING) HAVING ITS REGIONAL OFFICE AT
GUWAHATI, G.S. ROAD, ULUBARI, GUWAHATI-781007 REPRESENTED BY
THE DEPUTY MANAGER, GAUHATI REGIONAL OFFICE, ULUBARI,
GUWAHATI-781005.

VERSUS

DHIRENDRA NATH RAY AND 2 ORS.
S/O- LATE BIRENDRA NATH RAY, R/O- VILL.- KALAPANI, P.O.
DEVKATANAGAR, P.S. JALUKBARI, DIST. KAMRUP(M), ASSAM, PIN-
781012 AND PERMANENT ADDRESS- VILL.- KAIMARI PART-7, P.O. AND P.S.
GOLAKGANJ, DIST. DHUBRI, ASSAM, PIN- 783334.

2:MD. RAFIKUL SHEIKH
S/O- MD. BELUDDIN SHEIKH
R/O- VILL.- LALKURA PART-2
P.O. SHAHEBGANJ
P.S. GAURIPUR
DIST. DHUBRI
ASSAM
PIN- 783331.

3:BIJOY CHANDRA PAUL
S/O- LATE BADAN CHANDRA PAUL
R/O- VILL.- KAIMARI PART-5
P.O. KAIMARI
P.S. GOLAKGANJ
DIST. DHUBRI
ASSAM
PIN- 783335

Advocate for the Petitioner : MS. R D MOZUMDAR, MS. C MOZUMDAR, MR. S P SHARMA

Advocate for the Respondent : MR I HAQUE (r-1),

Linked Case : MACApp./290/2022

DHIRENDRA NATH RAY
S/O LATE BIRENDRA NATH RAY
RESIDENT OF VILLAGE KALAPANI
PO DEVKATANAGAR
PS JALUKBARI
DIST KAMRUP M ASSAM
GUWAHATI 12
PERMANENT RESIDENT OF VILLAGE KAIMARI PART 7
PS GOLAKGANJ
DIST DHUBRI
ASSAM

VERSUS

THE ORIENTAL INSURANCE COMPANY LTD. AND 2 ORS.
REPRESENTED BY ITS REGIONAL MANAGER O ORIENTAL INSURANCE CO.
LTD.
OFFICE SITUATED AT GODREJ BUILDING
GS ROAD
OPP. FLYOVER BRIDGE
MANIPURI RAJBARI
ULUBARI
KAMRUP M GUWAHATI 7

2:MD. RAFIKUL SHEIKH
S/O MD. BELUDDIN SHEIKH
RESIDENT OF VILLAGE LALKURA PART 2
PO SHAHEBGANJ
PS GAURIPUR
DIST DHUBRI
ASSAM 783331

3:SRI BIJOY CHANDRA PAUL
S/O LATE BADAN CHANDRA PAUL

RESIDENT OF VILLAGE KAIMARI PART 5
PO KAIMARI
PS GOLAKGANJ
DIST DHUBRI

ASSAM 783335

Advocate for : MR I HAQUE

Advocate for : MS. R D MOZUMDAR appearing for THE ORIENTAL INSURANCE
COMPANY LTD. AND 2 ORS.

**BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA**

ORDER

Date : 17.02.2026

- 1.** Heard Mr. S. P. Sharma, learned counsel for the appellant. Also heard Mr. I. Haque, learned counsel for the respondents.
- 2.** Though, the learned counsel for the respondents has no objection in referring the matter to the mediation, however, the learned counsel for the appellant submits that since the appellant has raised a question of law and same needs to be adjudicated by the Court, it is not a fit case to be referred to mediation.
- 3.** Considering the submissions made by the learned counsel for the appellant as well as the after going through the materials on record, this Court is of considered opinion that this is not a fit case to be referred to mediation.
- 4.** Hence, list this matter for hearing on 26th of March, 2026.

JUDGE

Comparing Assistant