

GAHC010263772017



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

Case No. : MACApp./67/2017

SHRI KUMAR DEEPAK DAS
S/O SHRI RAMANI MOHAN DAS, R/O BARNACHAL, 1ST BYE LANE,
BAMUNIMAIDAM, GUWAHATI 781026, DIST. KAMRUP M, ASSAM.

VERSUS

SHRI BIMAL KALITA and ANR
VILL. ARORA, DIST. NALBARI, P.S. NALBARI, ASSAM.

2:THE ORIENTAL INSURANCE CO. LTD.

HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE 25/27 ASAF ALI
ROAD
NEW DELHI-110002 AND BRANCH OFFICE AT SEVERAL PLACES
INCLUDING ONE AT PARMESWARI BUILDING
CHATRIBARI ROAD
ATHGAON
GUWAHATI 781001
DIST. KAMRUP ASSA

Advocate for the Petitioner : MR.M DASGUPTA, MR.B K JAIN

Advocate for the Respondent : ,

Linked Case : I.A.(Civil)/1358/2020

ORIENTAL INSURANCE COMPANY LIMITED
HAVING ITS REGISTERED OFFICE AT ASAF ALI ROAD

NEW DELHI 110002 AND REGIONAL OFFICE AT SEVERAL PLACES
INCLUDING ONE AT G.S. ROAD
ULUBARI
GUWAHATI 7
REPRESENTED BY ITS REGIONAL MANAGER
REGIONAL OFFICE
GUWAHATI (INSURER OF THE VEHICLE NO. AS-01/H-5384 (TATA SUMO))

VERSUS

SRI KUMAR DEEPAK DAS AND ANR
S/O SRI RAMANI MOHAN DAS
R/O BARNACHAL
1ST BYE LANE
BAMUNIMAIDAM
GUWAHATI 781026
DIST. KAMRUP (M)
ASSAM.

2:BIMAL KALITA
R/O VILL. ARORA
P.S.NALBARI
PIN -
DIST. NALBARI
ASSAM (OWNER OF THE VEHICLE NO. AS-01/H-5384 (TATA SUMO))

Advocate for : MR. A DUTTA
Advocate for : MR. B K JAIN appearing for SRI KUMAR DEEPAK DAS AND ANR

Linked Case : I.A.(Civil)/3855/2018

SHRI KUMAR DEEPAK DAS
S/O SHRI RAMANI MOHAN DAS
R/O BARNACHAL
1ST BYE LANE
BAMUNIMAIDAM
GUWAHATI 781026
DIST. KAMRUP M
ASSAM.

VERSUS

THE ORIENTAL INSURANCE CO. LTD.
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE 25/27 ASAF ALI

ROAD
NEW DELHI-110002 AND BRANCH OFFICE AT SEVERAL PLACES
INCLUDING ONE AT PARMESWARI BUILDING
CHATRIBARI ROAD
ATHGAON
GUWAHATI 781001
DIST. KAMRUP ASSAM

Advocate for : MR. B K JAIN
Advocate for : MR. A DUTTA appearing for THE ORIENTAL INSURANCE CO.
LTD.

Linked Case :

ORIENTAL INSURANCE COMPANY LIMITED

VERSUS

SRI KUMAR DEEPAK DAS AND ANR (A)

Advocate for :
Advocate for : appearing for SRI KUMAR DEEPAK DAS AND ANR (A)

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 01.04.2026

1. Heard Mr. B.K. Jain, learned counsel for the appellant.
2. On perusal of the office note dated 05.03.2026 shows that the notice issued to respondent No.1 has not received yet.
3. Learned counsel for the appellant submits that though the respondent No.2 had earlier appeared,

however, the counsel engaged by respondent No.2 has expired.

4. In view of this above, the appellant shall take fresh steps for issuance of notice upon respondent No.1 by speed post as well as by usual mode within 7 days from the date of this order, returnable on 20th May, 2026.

4. The Registry shall issue notice to the respondent No. 2 indicating in the notice that the engaged counsel of respondent No.2 has expired and no one is appearing before the Court for the said respondent.

5. List this matter again on **20.05.2026**.

JUDGE

Comparing Assistant