

GAHC010105072026



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

**Case No. : WP(C)/2903/2026**

GIRISH AGARWAL  
S/O- SHIV BHAGWAN AGARWAL, RESIDENT OF 2/121, 3RD FLOOR,  
SUNDER VIHAR, PASCHIM VIHAR, DELHI-110087.

2: RUCHIKA AGARWAL  
W/O- GIRISH AGARWAL  
RESIDENT OF 2/121  
3RD FLOOR  
SUNDER VIHAR  
PASCHIM VIHAR  
DELHI-110087.

3: MASTER BHAVYA AGARWAL  
MINOR  
THROUGH HIS MOTHER AND NATURAL GUARDIAN/NEXT FRIEND  
SMT. RUCHIKA AGARWAL  
RESIDENT OF 2/121  
3RD FLOOR  
SUNDER VIHAR  
PASCHIM VIHAR  
DELHI-110087. PETITIONER NO. 3 THROUGH PETIONER NO. 2 AS  
MOTHER/NATURAL GUARDIAN/ NEXT FRIEND.

4: MASTER LAVIT AGARWAL  
MINOR  
THROUGH HIS MOTHER AND NATURAL GUARDIAN/ NEXT FRIEND  
SMT RUCHIKA AGARWAL  
RO 2/121  
3RD FLOOR  
SUNDER VIHAR  
PASCHIM VIHAR  
DELHI 110087  
THROUGH PETITIONER NO 2 AS MOTHER/NATURAL GUARDIAN/NEXT  
FRIEND

VERSUS

EMPLOYEES STATE INSURANCE CORPORATION AND 5 ORS  
THROUGH ITS REGIONAL DIRECTOR/ AUTHORISED OFFICER, REGIONAL  
OFFICE, PANCHDEEP BHAWAN, P.O. BAMUNIMAIDAN, GUWAHATI,  
ASSAM.

2:THE RECOVERY OFFICER

ESIC

N. E. REGION

OFFICE OF RECOVERY OFFICER/ RECOVERY BRANCH

EMPLOYEES STATE INSURANCE CORPORATION

PANCHDEEP BHAWAN

REGIONAL OFFICE

BAMUNIMAIDAN

GUWAHATI- 781021

ASSAM

3:THE AUTHORISED OFFICER

OFFICER WHO HAD PASSED THE ALLEGED SECTION 45A ORDER

EMPLOYEES STATE INSURANCE CORPORATION

REGIONAL OFFICE/BRANCH OFFICE

GUWAHATI/ TINSUKIA

ASSAM

4:THE BRANCH MANAGER

OFFICER-IN-CHARGE

ESIC BRANCH OFFICE

TINSUKIA

ASSAM

5:HDFC BANK LTD

THROUGH ITS NODAL OFFICER/ COMPLIANCE OFFICER/ LEGAL OFFICER

REGISTERED OFFICE/ HEAD OFFICE- HDFC BANK HOUSE

SENAPATI BAPAT MARG

LOWER PAREL (WEST)

MUMBAI- 400013

CORPORATE/ ADDITIONAL SERVICE ADDRESS- RAMON HOUSE

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BACKBAY RECLAMATION

H.T. PAREKH MARG

CHURCHGATE

MUMBAI-400020.

6:THE BRANCH MANAGER

HDFC BANK LTD

TINSUKIA BRANCH 1ST FLOOR

ARJUN TOWERS  
CHIRWAPATTY  
TINSUKIA  
ASSAM  
PIN- 786125.

7:THE BRANCH MANAGER  
HDFC BANK LTD  
KOHAT ENCLAVE/ CONCERNED DELHI BRANCH  
DELHI

**Advocate for the Petitioner** : PETITIONER IN PERSON,  
**Advocate for the Respondent** : SC, ESIC,

**BEFORE**  
**HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

**ORDER**

**Date** : 03-06-2026

Heard Mr. G. Agarwal, petitioner in person appearing through RVC. Also heard Mr. M. Smith, learned standing counsel, ESIC.

Mr. Smith at the outset has raised a plea with regard to the maintainability of the present writ petition before this Court in view of the provisions of Section 75 of the ESIC Act, 1948.

Basing on the said submission of Mr. Smith, the petitioner in person prays, that he be granted further 02 weeks' time to make his submission with regard to the plea of maintainability of the present writ petition raised by the learned standing counsel, ESIC.

Prayer accepted.

Registry to list this case again on 17-06-2026.

**JUDGE**

**Comparing Assistant**