

GAHC010117832020



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

Case No. : MACApp./204/2020

NATIONAL INSURANCE COMPANY LIMITED
HAVING ITS REGD OFFICE AT 3, MIDDLETON STREET, KOLKATA AND REP.
BY THE REGIONAL MANAGER OF ITS REGIONAL OFFICE AT GS ROAD,
BHANGAGARH, GUWAHATI- 781005

VERSUS

JOHURUL ISLAM AND 8 ORS
S/O- CHANDU PARAMANIK, R/O- VILL- HALDIBARI PT II, P.S-
MERERCHAR, DIST- BONGAIGAON, ASSAM, PIN- 783384

2: JAKIR HUSSAIN
S/O- JOHURUL ISLAM
R/O- VILL- HALDIBARI PT II
P.S- MERERCHAR
DIST- BONGAIGAON
ASSAM
PIN- 783384

3: JEBI AHMED
S/O- JOHURUL ISLAM
R/O- VILL- HALDIBARI PT II
P.S- MERERCHAR
DIST- BONGAIGAON
ASSAM
PIN- 783384

4: MOHIBUR RAHMAN
S/O- ABDUL JABBAR
R/O- WARD NO. 4
MANGALDOI
DIST- DARRANG

ASSAM
PIN- 784125

5:MOHIBUL HOQUE
S/O- PEEAR ALI
R/O- VILL- DHULA
P.O- DHULA
P.S- DHULA
DIST- DARRANG
ASSAM
PIN- 784146

6:THE CHIEF GM
ASEB
APDCL
BIDYUT BHAWAN
PALTAN BAZAR
GUWAHATI
ASSAM
PIN- 781001

7:THE GENERAL MANAGER
ASEB
APDCL
DISTRICT ELECTRICITY BOARD
BONGAIGAON
ASSAM
PIN- 783380

8:THE ASSTT GM
ASEB
APDCL
DISTRICT ELECTRICITY BOARD
BONGAIGAON
ASSAM
PIN- 783380

9:THE SUB DIVISIONAL ENGINEER
ASEB
APDCL
SUB DIVISIONAL ELECTRICITY BOARD
BIJNI
CHIRANG
BTAD
ASSAM
PIN- 78339

Advocate for the Respondent : MR. B K DAS

Linked Case : MACApp./255/2020

NATIONAL INSURANCE COMPANY LIMITED
HAVING ITS REGISTERED OFFICE AND HEAD OFFICE AT 3
MIDDLETON STREET KOLKATA AND REPRESENTED BY THE REGIONAL
MANAGER OF ITS REGIONAL OFFICE AT G.S. ROAD
BHANGAGARH
GUWAHATI 781005

VERSUS

MUSTT. MOZIRAN NESSA AND 7 ORS (E)
W/O TAYEB ALI
R/O VILL. HALDIBARI PT-II
P.S. MERERCHAR
DIST. BONGAIGAON
ASSAM
PIN 783384

2:TAYEB ALI
S/O LATE SON ULLAH
R/O VILL. HALDIBARI PT-II
P.S. MERERCHAR
DIST. BONGAIGAON
ASSAM
PIN 783384

3:MOHIBUR RAHMAN
S/O ABDUL JABBAR
R/O W/NO. 4
MANGALDOI
P.O. MANGALDOI
P.S.MANGALDOI
DIST. DARANG
ASSAM
PIN 784125

4:MOHIBUL HOQUE
S/O PEEAR ALI
R/O VILL. DHULA
P.O. DHULA
P.S. DHULA
DIST. DARRANG
ASSAM
PIN 784146

5:THE CHIEF GENERAL MANAGER
ASEB
APDCL
BIDYUT BHAWAN
PALTAN BAZAR
GUWAHATI
ASSAM
PIN 781001

6:THE GENERAL MANAGER
DIST. ELECTRICITY BOARD
BONGAIGAON
ASSAM
PIN 783380

7:THE ASSTT. GENERAL MANAGER
ASEB
APDCL
DIST. ELECTRICITY BOARD
BONGAIGAON
ASSAM
PIN 783380

8:THE SUB DIVISIONAL ENGINEER
ASEB
APDCL SUB DIVISIONAL ELECTRICITY BOARD
BIJNI
CHIRANG
BTAD
ASSAM
PIN 783390

Advocate for : MR. R GOSWAMI

Advocate for : MR. B K DAS appearing for MUSTT. MOZIRAN NESSA AND 7 ORS
(E)

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

Date : 22.02.2021

Office Note dated 20.02.2021 reflects that respondent Nos. 1, 2, 3 and 5 have been duly represented by the learned counsels. However, service reports on respondent Nos. 6, 7 and 8 is shown to have been not received back by the section.

Notices on respondent No. 4 has been returned with the endorsement addressee "not

known"/insufficient address.

Accordingly, learned counsel appearing for the appellant Ms. P. Borthakur is permitted to take fresh steps on respondent No. 4.

Mr. M. Khan, learned counsel appears for the respondent Nos. 1 and 2.

Ms. B. B. Hussain, learned counsel appears for the respondent Nos. 5, 6, 7 and 8.

The learned counsel for the appellant is permitted to serve extra copies on the learned counsels appearing for the respondents.

Fresh steps on respondent No. 4 be taken within 7(seven) days from today.

List this matter after 3(three) weeks.

JUDGE

Comparing Assistant