

GAHC010117832020



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

Case No. : : MACApp./230/2020

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

VERSUS

MUSTT. BULBULI KHATUN AND 6 ORS
W/O AYNAL HOQUE.
RESIDENT OF VILLAGE TOGAON
PS MERERCHAR
DIST BONGAIGAON
ASSAM
783384

2:MOHIBUR RAHMAN
S/O ABDUL JABBAR

RESIDENT OF WARD NO 4
MANGALDAI
PO AND PS MANGALDAI
DIST DARRANG
ASSAM 784125

OWNER OF THE VEHICLE NO. AS 19/6565(BUS)

3:MOHIBUL HOQUE
S/LO PEEAR ALI
RESIDENT OF VILLAGE DHULA
PO AND PS DHULA
DIST DARRANG
ASSAM 784146

DRIVER OF THE VEHICLE NO. AS-19-6565 (BUS)

4:THE CHIEF GENERAL MANAGER

**ASEB
APDCL
BIDYUT BHAWAN PALTAN BAZAR
GUWAHATI ASSAM 781001
5:THE GENERAL MANAGER
ASEB APDCL
DISTRICT ELECTRICITY BOARD
BONGAIGAON
ASSAM 783380
6:THE ASSISTANT GENERAL MANAGER
ASEB
APDCL
DISTRICT ELECTRICITY BOARD
BONGAIGAON
ASSAM 783380
7:THE SUB DIVISIONAL ENGINEER
ASEB APDCL
SUB DIVISIONAL ELECTRICITY BOARD
BIJNI**

**CHIRANG
BTAD
ASSAM 783390**

**Advocate for : MR. R GOSWAMI
Advocate for : appearing for MUSTT. BULBULI KHATUN AND 6 ORS**

Linked 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 Petitioner : MR. R GOSWAMI

Advocate for the Respondent : MR. B K DAS

Linked Case : MACApp./225/2020

NATIONAL INSURANCE COMPANY LIMITED
HAVING ITS REGISTERED OFFICE AND HEAD OFFICE AT 3
MIDDLETON STREET
KOLKATA AND REP. BY THE REGIONAL MANAGER OF ITS REGIONAL
OFFICE AT G.S. ROAD
BHANGAGARH
GHY- 5.

VERSUS

MUSSTT. MAJEDA KHATUN AND 10 ORS
W/O- LT. GIAS UDDIN
R/O VILL.- HALDIBARI PT- II
P.S.- MERERCHAR
DIST.- BONGAIGAON
ASSAM
PIN- 783384.

2:JESMINA KHATUN
D/O- LT. GIAS UDDIN
R/O VILL.- HALDIBARI PT- II
P.S.- MERERCHAR
DIST.- BONGAIGAON
ASSAM

PIN- 783384.
3:MOFIDUL ISLAM
S/O- LT. GIAS UDDIN
R/O VILL.- HALDIBARI PT- II
P.S.- MERERCHAR
DIST.- BONGAIGAON
ASSAM
PIN- 783384.
4:MAZIDUL ISLAM
S/O- LT. GIAS UDDIN
R/O VILL.- HALDIBARI PT- II
P.S.- MERERCHAR
DIST.- BONGAIGAON
ASSAM
PIN- 783384.
5:MUSTT. CHAKINA KHATUN
W/O- LT. KASEM ALI
R/O VILL.- HALDIBARI PT- II
P.S.- MERERCHAR
DIST.- BONGAIGAON
ASSAM
PIN- 783384.
6:MOHIBUR RAHMAN
S/O-ABDUL JABBAR
R/O- W/NO. 4
MANGALDOI
P.O. AND P.S.- MANGALDOI
DIST.- DARRANG
ASSAM
PIN- 784125.
7:MOHIBUL HOQUE
S/O- PEEAR ALI
R/O VILL.
P.O. AND P.S.- DHULA
DIST.- DARRANG
ASSAM
PIN- 784146.
8:THE CHIEF GENERAL MANAGER
ASEB
APDCL
BIDYUT BHAWAN
PALTAN BAZAR
GUWAHATI
ASSAM
PIN- 781001.
9:THE GENERAL MANAGER
ASEB
APDCL

DISTRICT ELECTRICITY BOARD
BONGAIGAON
ASSAM
PIN- 783380.
10:THE ASSTT. GENERAL MANAGER
ASEB
APDCL

DISTRICT ELECTRICITY BOARD
BONGAIGAON
ASSAM
PIN- 783380.
11: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 MUSSTT. MAJEDA KHATUN AND 10
ORS

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 NANI TAGIA**

ORDER

Date : 25.01.2021

Heard Mr. R. Goswami, learned counsel for the appellant-Insurance Company.

It appears from the Office Note, dated 21.01.2021, that service reports in respect of respondents No. 1, 2, 3, 4, 5, 6 & 7, are yet to be received back.

Mr. Goswami, learned counsel, fairly submits that the 50% of the awarded amount, in question, shall be deposited before the Registry as early as possible but not later than 3 weeks from today.

In view of the above submission, and as prayed for by Mr. Goswami, learned counsel for the appellant-Insurance Company, let this matter be listed on 22nd of February, 2021.

JUDGE

Comparing Assistant