

GAHC010124392020



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

L.A.(Civil)/1580/2020

ORIENTAL INSURANCE COMPANY LIMITED
A COMPANY REGISTERED AND INCORPORATED UNDER THE COMPANIES
ACT
1956
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE
A-25/27 ASAF ALI ROAD
NEW DELHI-2 WITH ONE OF ITS REGIONAL OFFICE AT G.S. ROAD
ULUBARI
GUWAHATI-7
REP. BY ITS REGIONAL MANAGER.

VERSUS

SMTI BHANITA RABHA AND 3 ORS
W/O- LATE SAMAR RABHA
R/O- VILL.- 2 NO. SAKATI
P.O. AND P.S. BOKO
DIST.- KAMRUP
ASSAM
PIN- 781123.

2:KUKHILOBO RABHA
S/O- LATE SAMAR RABHA
R/O- VILL.- 2 NO. SAKATI
P.O. AND P.S. BOKO
DIST.- KAMRUP
ASSAM
PIN- 781123.

3:SMTI. GUNGUN RABHA
D/O- LATE SAMAR RABHA
R/O- VILL.- 2 NO. SAKATI
P.O. AND P.S. BOKO
DIST.- KAMRUP

ASSAM
PIN- 781123. (THE RESPONDENTS NO. 2 AND R3 ARE THE MINOR SON AND
DAUGHTER AND THEY ARE REP. BY THEIR MOTHER
THE RESPONDENT NO. 1.)
4:RITU PARNA PHUKAN
S/O- LATE AMULYA KUMAR PHUKAN
R/O- VILL.- MILON NAGAR
P.O. AND P.S.- NAHARKATIA
DIST.- DIBRUGARH
ASSAM
PIN- 786610.

Advocate for : MR. R C PAUL
Advocate for : appearing for SMTI BHANITA RABHA AND 3 ORS

in Case No. : MACApp./223/2020

ORIENTAL INSURANCE COMPANY LIMITED
A COMPANY REGISTERED AND INCORPORATED UNDER THE
COMPANIES ACT, 1956, HAVING ITS REGISTERED OFFICE AT ORIENTAL
HOUSE, A-25/27 ASAF ALI ROAD, NEW DELHI-2 WITH ONE OF ITS
REGIONAL OFFICE AT G.S. ROAD, ULUBARI, GUWAHATI-7, REP. BY ITS
REGIONAL MANAGER.

VERSUS

BHANITA RABHA AND 3 ORS.
W/O- LATE SAMAR RABHA, R/O- VILL.- 2 NO. SAKATI, P.O. AND P.S.
BOKO, DIST.- KAMRUP, ASSAM, PIN- 781123.

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S/O- LATE SAMAR RABHA
R/O- VILL.- 2 NO. SAKATI
P.O. AND P.S. BOKO
DIST.- KAMRUP
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3:SMTI. GUNGUN RABHA
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DIST.- DIBRUGARH
ASSAM
PIN- 786610

Advocate for the Petitioner : MR. R C PAUL

Advocate for the Respondent : MR H DAS

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 25/05/2022

Heard Mr. R.C. Paul, the learned counsel appearing for the applicant. Also heard Mr. H. Das, the learned counsel appearing for the respondent 1 and Mr. P.K. Gogoi, the learned counsel appearing for the respondent No.2/owner-cum-driver.

Since the connected appeal is directed to be listed for hearing, therefore, the judgment and award dated 15.06.2020 passed by the MACT, Goalpara in MAC Case No. 344 of 2016 shall remain stayed till disposal of the appeal.

IA stands disposed of.

JUDGE

Comparing Assistant