

GAHC010134612023



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

Case No. : MACApp./249/2023

NATIONAL INSURANCE COMPANY LTD.
HAVING ITS REGISTERED OFFICE AND HEAD OFFICE AT 3, MIDDLETON
STREET, KOLKATA AND ITS REGIONAL OFFICE AT BHANGAGARH, GS
ROAD, GUWAHATI 781005 REPRESENTED BY THE CHIEF REGIONAL
MANAGER, GUWAHATI REGIONAL OFFICE,

VERSUS

HORBI KHYLLAIT AND 3 ORS.
W/O SRI ROSMEL KHARTHNGMAW,
MOTHER OF LATE DROKEN KHYLLAIT,
PERMANENT RESIDENT OF VILLAGE NONGLYPUT, PO MAIRANG, PS
MAIRANG, DIST WEST KHASI HILLS, MEGHALAYA, 793120
RESIDENT OF (AT THE TIME OF ACCIDENT) C/O SWAL KHASIA, SON OF
LATE HELEN KHASIA, VILLAGE RATACHERRA ,PO AND PS KATIGORAH,
DIST CACHAR, ASSAM 788805

2:SRI ROSMEL KHARTHNGMAW

S/O HILIMAI KHYLLAIT

PERMANENT RESIDENT OF VILLAGE NONGLYPUT
PO MAIRANG
PS MAIRANG
DIST WEST KHASI HILLS
MEGHALAYA
793120
RESIDENT OF (AT THE TIME OF ACCIDENT) C/O SWAL KHASIA
SON OF LATE HELEN KHASIA
VILLAGE RATACHERRA
PO AND PS KATIGORAH
DIST CACHAR

ASSAM 788805

3:SMTI. BERNADEEN MARWEIN
W/O MR. A. SHULLAI

RESIDENT OF VILLAGE LOWER MOPREM
LUMSOHPOH
SHILLONG
DIST EAST KHASI HILLS
MEGHALAYA 79300

Advocate for the Petitioner : MR T KALITA, MR. A KAKATI

Advocate for the Respondent : MR A B DEY (r-1,2),

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

25.02.2026

[1] Heard Mr. T. Kalita, the learned counsel for the appearing for the appellant. Also heard Mr. A.B. Dey, the learned counsel for the respondent Nos. 1 and 2.

[2] On perusal of the Office Note dated 21.02.2026, it appears that the service report in respect of notice issued to respondent No. 3 has not yet been received.

[3] The appellant is directed to take fresh steps for issuance of notice upon the respondent No. 3 by speed post as well as by usual mode within 7 (seven) days from the date of this order, returnable on 31st March, 2026.

[4] The appellant is also additionally allowed to take steps for

issuance of notice upon the respondent No. 3 by dasti mode. If in the event the appellant is able to serve the notice upon the respondent No. 3 by dasti mode, it shall submit an affidavit-in-compliance thereto on the next date fixed.

[5] List accordingly.

JUDGE

Comparing Assistant