

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), L SAHA(R3),MS. Z R MAJUMDAR(R3),MS. S NATH(R3),DR. P AGARWAL(R3),Mr. N I CHOUDHURY(R3)

BEFORE
HONOURABLE MRS. JUSTICE YARENJUNGLA LONGKUMER

ORDER

10.06.2026

Heard Mr. T. Kalita, learned counsel for the applicant. Also heard Ms. Z. R. Majumdar, learned counsel for respondent No.3.

On the prayer of the learned counsel for the parties, list the matter on 19.06.2026 along with the I.A. which has been filed by the claimant/respondent for withdrawal of the deposited amount.

Learned counsel for the appellant submits that he had taken step by dasti mode on the respondent No.3. However, since respondent No.3 has already entered appearance, filing of compliance affidavit regarding the service may be waived.

Prayer is allowed. Appellant is not required to file the compliance affidavit regarding notice on respondent No.3.

Learned counsel for the applicant further submits that the name of

respondent No.4 has been deleted in the cause title by order dated 04.12.2024. However, he has not filed the amended cause title.

Accordingly, he also prays that he may be allowed to file amended cause title within three days from today.

Prayer is allowed.

Appellant shall file amended cause title within three days from today.

JUDGE

Comparing Assistant