

GAHC010130232022



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

Case No. : MFA/169/2019

ORIENTAL INSURANCE CO. LTD.
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE
A 25/27 ASAF ALI ROAD
NEW DELHI-110002 AND REGIONAL OFFICE AT GUWAHATI-7
REPRESENTED BY THE REGIONAL MANAGER.

VERSUS

SMTI NIZARA ROY and 2 ORS
W/O LATE MRIDUL ROY

2:CHINMOY ROY

S/O LATE MRIDUL ROY
BOTH ARE R/O VILL. CHAKCHAKA
P.O. SORBHOG
DIST. BARPETA PRESENTLY RESIDING AT VILL. DURAMARI
DIST. BONGAIGAON
ASSAM.

3:DILIP DAS

S/O LATE THANESWAR DAS
VILL. RAHA
P.O. CHAKCHAKA
P.S. SORBHOG
DIST. BARPETA
ASSAM
OWNER OF THE VEHICLE BEARING REGISTRATION NO. AS-14-C-248
TATA WINGER

Advocate for : MR. S DUTTA
Advocate for : MR. M DEKA appearing for SMTI NIZARA ROY and 2 ORS

**BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

ORDER

01.09.2022

Heard Mr. S. Dutta, learned Senior Counsel assisted by Ms. S. Musahari, learned counsel for the appellant. Also heard Mr. S. Das, learned counsel for the claimant respondent.

This Court under order dated 30.09.2021, while issuing notices to the respondents also called for the LCR. But the LCR is not yet received.

Registry to issue reminder.

As the respondents are duly represented through their respective learned counsel, the matter is ready as regards service.

Admit this appeal for Hearing with the following substantial question of law:-

1. Whether the cause of the death of the workman is a murder simpliciter or a death cause during the course of his employment and whether the death of the workman have any proximate or direct connection with the vehicle?

List this matter immediately after receipt of the LCR.

JUDGE

Comparing Assistant