

GAHC010272642025



2026:GAU-AS:700

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

Case No. : I.A.(Civil)/4016/2025

SMTI PARBATI DEVI
W/O LATE DALMOHAN CHETRY, VILL.- NO. 2 BORJARANI, MONABARI
GRANT, P.O.- BORJARANI, P.S.- GINGIA, DIST.- SONITPUR, ASSAM, PIN-
784184.

2: SRI KHUSBU CHETRY DEVI
D/O LATE DALMOHAN CHETRY
VILL.- NO. 2 BORJARANI
MONABARI GRANT
P.O.- BORJARANI
P.S.- GINGIA
DIST.- SONITPUR
ASSAM
PIN- 784184.

3: SRI DIBAKAR CHETRY
S/O LATE DALMOHAN CHETRY
VILL.- NO. 2 BORJARANI
MONABARI GRANT
P.O.- BORJARANI
P.S.- GINGIA
DIST.- SONITPUR
ASSAM
PIN- 784184

VERSUS

UNITED INDIA ASSURANCE CO LTD
(SUBSIDIARY OF GENERAL INSURANCE CORPORATION OF INDIA)
REGISTERED HEAD OFFICE AT 24 WHITES ROAD, MADRAS- 600014 REP.
BY THE ADMINISTRATIVE OFFICER, GAUHATI REGIONAL OFFICE, G.S.
ROAD, GUWAHATI- 781005.

Advocate for the Petitioner : MR. P BORDOLOI,

Advocate for the Respondent : MS. R D MOZUMDAR,

Linked Case : MACApp./654/2024

UNITED INDIA INSURANCE COMPANY LTD
(SUBSIDIARY OF GENERAL INSURANCE CORPORATION OF INDIA)
REGISTERED HEAD OFFICE AT 24 WHITES ROAD
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GAUHATI REGIONAL OFFICE
G.S. ROAD
GUWAHATI- 781005.

VERSUS

PARBATI DEVI AND 4 ORS (A)
W/O LATE DALMOHAN CHETRY
VILL.- NO. 2 BORJARANI
MONABARI GRANT
P.O.- BORJARANI
P.S.- GINGIA
DIST.- SONITPUR
ASSAM
PIN- 784184.

2:KHUSBU DEVI
D/O LATE DALMOHAN CHETRY
VILL.- NO. 2 BORJARANI
MONABARI GRANT
P.O.- BORJARANI
P.S.- GINGIA
DIST.- SONITPUR
ASSAM
PIN- 784184.

3:DIBAKAR CHETRY
S/O LATE DALMOHAN CHETRY
VILL.- NO. 2 BORJARANI
MONABARI GRANT
P.O.- BORJARANI
P.S.- GINGIA
DIST.- SONITPUR
ASSAM

PIN- 784184.

4:MD. SAFIKUL ALAM
S/O MD. KUDDUS ALI
VILL.- BRAHMAPUTRA CHAPARI
P.O.- BURIGANG
P.S.- GINGIA
DIST.- SONITPUR
ASSAM
PIN- 784175.

5:MD. RABIUL HUSSAIN
S/O MD. MIRJAD ALI
VILL.- NO. 2 ADAVETI
P.O.- TEWARIPAL
P.S.- SOOTEA
DIST.- SONITPUR
ASSAM
PIN- 784175.

Advocate for : MS. R D MOZUMDAR
Advocate for : appearing for PARBATI DEVI AND 4 ORS (A)

BEFORE
HON'BLE MRS. JUSTICE MITALI THAKURIA

O R D E R

Date : 21.01.2026.

Heard Mr. P. Bordoloi, learned counsel for the applicant/claimant. Also heard Ms. RD Mozumdar, learned counsel for the opposite party/appellant Insurance Company.

This is an application praying for a direction to the appellant to deposit 50% of the awarded amount in pursuant to the judgment dated 30.11.2025, passed in MAC Case 124(D)/2015.

It is submitted by Mr. P. Bordoloi, the learned counsel for the applicant/claimant

that due to delay in disbursing the awarded amount, the entire family of the claimant is suffering, who is living with her two minor children.

Ms. RD Mozumdar, learned counsel for the opposite party/appellant vehemently raised objection and submitted that there is no such provision to direct the insurance company to deposit 50% of the awarded amount, as they have not prayed for stay of the impugned judgment dated 30.11.2025.

In view of the fact that no order of stay has been passed by this Court, the present Interlocutory Application cannot be allowed by directing the opposite party/appellant Insurance Company to deposit 50% of the awarded amount in pursuant to the judgment dated 30.11.2025.

However, considering the urgency of the case and the submission made by the learned counsel for both sides, the connected MAC Appeal No.654/2024 may be heard and decided on the next date of listing.

With the above observation, the present Interlocutory Application stands disposed of.

JUDGE

Comparing Assistant