

GAHC010078042018



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

**Case No. : MACApp./365/2018**

SMT BANALATA DAS  
W/O SRI ASWINI DAS  
VILL. SANTI NAGAR .P.O. BARPETA -781301, P.S. AND DIST. BARPETA,  
ASSAM

VERSUS

RAJU PAL CHOUDHURY AND 2 ORS  
S/O TAPAN PAUL CHOUDHURY  
VILL. OPPOSITE SIDE OF D.C. OFFICE ,BONGAIGAON, DIST.  
BONGAIGAON, ASSAM PIN 783380

2:FORAJ ALI  
S/O MD SAIFUL ALI .  
VILL.GAMARIGURI  
P.S. ABHAYPURI  
DIST. BONGAIGAON  
ASSAM PIN .783384

3:THE BRANCH MANAGER  
ORIENTAL INSURANCE CO .LTD  
BARPETA ROAD BRANCH OFFICE BARPETA 781315  
P.S. BARPETA ROAD  
DIST. BARPETA  
ASSAM

4:THE DIVISIONAL MANAGER  
ICICI LAMBARD GENERAL INSURANCE COMPANY  
MADHAB TOWER  
3RD FLOOR  
AMWAY BUILDING  
RUKMINI GAON

G.S. ROAD  
GUWAHATI-78102

**Advocate for the Petitioner** : MR. B K JAIN, MS R DAS,MS N DEKARAJA,MR M GARODIA,MR. Y S MANNAN,MS. M DASGUPTA,MS. O PHUKAN

**Advocate for the Respondent** : MS. R D MOZUMDAR R-3, MS. M SAIKIA (R-4),MS. P BORTHAKUR (R-4),MR. R GOSWAMI (R-4),P SULTANA,MS. D KALITA (R-1),MR. S P SHARMA R-3,MS. C MOZUMDA R -3

Linked Case : I.A.(Civil)/4378/2018

ORIENTAL INSURANCE COMPANY LTD  
HAVING ITS GAUHATI REGIONAL OFFICE AT GUWAHATI  
ULUBARI  
KAMRUP (M) REPRESENTED BY THE DEPUTY MANAGER  
GAUHATI REGIONAL OFFICE  
ULUBARI  
GUWAHATI 781007  
KAMRUP (M)  
ASSAM.

VERSUS

SMTI BANALATA DAS AND 2 ORS  
W/O SHRI ASWINI DAS  
VILL. SANTI NAGAR  
P.O. METUAKUCHI  
P.S. AND DIST. BARPETA  
ASSAM  
PIN 781301

2:RAJU PAUL CHOUDHURY  
S/O TAPAN PAUL CHOUDHURY  
VILL. OPPOSITE SIDE OF D.C. OFFICE  
P.O. AND DIST. BONGAIGAON  
ASSAM  
PIN 783380

3:FORAJ ALI  
S/O MD. SAIFUL ISLAM  
VILL. DUMARGURI

P.O. DUMERGURI  
P.S. ABHAYAPURI  
DIST. BONGAIGAON  
ASSAM  
PIN 783384  
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Advocate for : MS. R D MOZUMDAR  
Advocate for : MR. B K JAIN (R1) appearing for SMTI BANALATA DAS AND 2  
ORS

Linked Case : CO/18/2022

ORIENTAL INSURANCE COMPANY LIMITED AND ANR  
HAVING ITS REGIONAL OFFICE AT GUWAHATI  
ULUBARI  
GUWAHATI 781007 REPRESENTED BY THE DEPUTY MANAGER  
GAUWATI REGIONAL OFFICE  
ULUBARI  
GUWAHATI 781007

VERSUS

SMTI BANALATA DAS AND 2 ORS  
W/O SHRI ASWINI DAS  
R/O VILL. SANTI NAGAR  
P.O. METUAKUCHI  
P.S. AND DIST. BARPETA  
ASSAM  
PIN 781301  
2:FORAJ ALI  
S/O MD. SAIFUL ALI  
VILL. GAMARIGURI  
P.S. ABHAYAPURI  
DIST. BONGAIGAON  
ASSAM.  
3:THE BRANCH MANAGER  
ORIENTAL INSURANCE CO. LTD.  
BARPETA ROAD BRANCH OFFICE  
BARPETA 781315  
P.S. BARPETA ROAD  
DIST. BARPETA  
ASSAM.  
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Advocate for : MS R D MAZUMDAR  
Advocate for : appearing for SMTI BANALATA DAS AND 2 ORS

Linked Case : I.A.(Civil)/1635/2021

SMT BANALATA DAS  
W/O SRI ASWINI DAS  
VILL. SANTI NAGAR .P.O. BARPETA -781301  
P.S. AND DIST. BARPETA  
ASSAM

VERSUS

THE BRANCH MANAGER  
ORIENTAL INSURANCE CO .LTD  
BARPETA ROAD BRANCH OFFICE BARPETA 781315  
P.S. BARPETA ROAD  
DIST. BARPETA  
ASSAM

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Advocate for : MR. B K JAIN

Advocate for : R D MAZUMDAR appearing for THE BRANCH MANAGER  
ORIENTAL INSURANCE CO .LTD

**BEFORE**  
**HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA**

**ORDER**

**Date : 04.12.2025**

Ms. M. Begum, learned counsel for the appellants submits that the learned conducting counsel Mr. Y. S. Mannan is not available today and on that ground an adjournment has been prayed for.

I have also heard Mr. S. P. Sharma, learned counsel for the respondents.

The prayer of the learned counsel for the petitioners is allowed.

List these matters after 3 (three) weeks for hearing.

**JUDGE**

**Comparing Assistant**