

GAHC010078042018



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

Advocate for the Respondent : MS. R D MOZUMDAR 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

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
GAUHATI 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.

Advocate for : MS R D MAZUMDAR

Advocate for : appearing for SMTI BANALATA DAS AND 2 ORS

Linked Case :

ORIENTAL INSURANCE COMPANY LTD

VERSUS

SMTI BANALATA DAS AND 2 ORS

Advocate for :

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

Advocate for : MR. B K JAIN

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

**BEFORE
HONOURABLE MRS. JUSTICE MARLI VANKUNG**

ORDER

Date : 06.06.2024.

Heard Mr. Y.S. Mannan, learned counsel for the appellant along with Mr. S.P. Sharma, learned counsel for the respondent/Insurance Company.

The learned counsel for the appellant submits that this court vide its Order dated 17.05.2024 in I.A.(C)/ 1370/2024 allowed the impleadment of the ICICI, Lombard, General Insurance Company to be impleaded as respondent No.4. However, there was no order for issuance of notice to the newly impleaded respondent No.4.

The learned counsel submits that he may be allowed to issue notice to the newly impleaded respondent No.4.

In view of the above, since it is seen that service is not complete, this matter is released from hearing list.

The learned counsel for the appellant is to take steps for issuance of notice to the newly impleaded respondent No.4 through Registered post with A/D within 3 (three) days, returnable by 3 (three) weeks as well as through usual process.

List after 3 (three) weeks.

JUDGE

Comparing Assistant