

GAHC010157112025



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

Case No. : MACApp./570/2025

NEW INDIA ASSURANCE COMPANY LTD
HAVING ITS REGISTERED OFFICE AND HEAD OFFICE AT 87, M.G. ROAD,
FORT, MUMBAI AND ITS REGIONAL OFFICE AT STAR CITY COMPLEX, 5TH
FLOOR, LACHIT NAGAR NEAR HANUMAN MANDIR G.S. ROAD,
GUWAHATI-781007

VERSUS

NABA KUMAR GOSWAMI ALIAS NABA GOSWAMI
S/O LATE ARABINDA GOSWAMI, R/O VILLAGE-KAIRARA, P.O.-SONDHA,
P.S AND DISTRICT-NALBARI, ASSAM, PIN-781337 INJURED

2: MUKUT SARMA
S/O SRI DHARANI SARMA R/O VILLAGE-DIGHELI P.O-BARDIGHELI P.S
AND DISTRICT-NALBARI
ASSAM
PIN-781371 CLAIMANT THE RESPONDENT NO.1 BEING BEDRIDDEN IS
REPRESENTED BY THE RESPONDENT NO.2

3: SARAT KALITA
S/O SRI HARIN KALITA
R/O-VILLAGE-SONDHA
P.O-SONDHA
P.S AND DISTRICT- NALBARI
ASSAM PINCODE-781337. OWNER-CUM-RIDER OF VEHICLE AS-14L-082

Advocate for the Petitioner : MONDAKINI SAIKIA, MR. R GOSWAMI, MS. P BORTHAKUR

Advocate for the Respondent : MR. J KALITA (R-1),

**BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA**

ORDER

Date : 27.02.2026

- 1.** Heard Ms. P. Borthakur, learned counsel for the appellant. Also heard Mr. A. Ali, learned counsel appearing on behalf of Mr. J. Kalita, learned counsel for the respondent No. 1.
- 2.** On perusal of the office note dated 24.02.2026, it appears that the notice issued to the respondent No. 1 has been received with an endorsement "deceased".
- 3.** In view of the same, the learned counsel for the respondent No. 1 is requested to verify whether the respondent No. 1 is still alive or not.
- 4.** The service report in respect of the notice issued to the respondent Nos. 2 and 3 have not yet been received.
- 5.** The Registry is directed to place the postal track consignment report of notice issued to the respondent Nos. 2 and 3 before this Court on the next date fixed.
- 6.** List this matter again on 16th of March, 2026.

JUDGE

Comparing Assistant