

GAHC010171642024



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

Case No. : MACApp./481/2024

ALI HUSSAIN
S/O. LATE MANTAZ ALI, VILL.- GOTLONG, P/O. KALIABHUMURA, P/S.
TEZPUR, DIST. SONITPUR, ASSAM.

VERSUS

MD HASAN ALI AND 2 ORS
S/O. KUDDUCH ALI, VILL.- H/NO. 13 SEWALI PATH, NEAR TULA FACTORY,
FATASIL AMBARI, DIST. KAMRUP (M), GAUHATI, ASSAM, PIN-781025.

2:MD. SAHEB UDDIN
S/O. MUSLEMUDDIN
VILL.- KURKANI GAON
P/O. PANCHMILE
DIST. SONITPUR
ASSAM.

3:NATIONAL INSURANCE CO. LTD.
TEZPUR BRANCH
SONITPUR
ASSAM
PIN-78400

Advocate for the Petitioner : MR. K BHATTACHARJEE, ABBASH U AHMED, MS T
BARUAH, MS. A BARMAN

Advocate for the Respondent : ,

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN**

ORDER

Date : 16.09.2024

Heard Mr. K. Bhattacharjee, learned counsel for the appellant.

2. This appeal, under Section 173 of the Motor Vehicles Act, 1988, is directed against the judgment and award dated 03.06.2024, passed by the learned Member, Motor Accident Claims Tribunal, Sonitpur, in MAC Case No. 19/2022 (Injury), filed under Section 166 of the Motor Vehicles Act, 1988.

3. Mr. Bhattacharjee submits that this appeal is preferred for enhancement of the compensation. Taking this Court through the impugned judgment and award dated 03.06.2024, Mr. Bhattacharjee submits that though an issue has been framed by the learned Tribunal in the impugned judgment and award, yet nothing has been discussed and a sum of Rs. 89,248/- has been awarded to the appellant.

4. Admit.

5. Let notice be issued to the respondents returnable in four weeks.

6. Steps be taken upon the respondents by way of registered post with A/D as well as by usual process within a week from today.

7. Registry shall call for the record from the learned Tribunal.

8. List the matter after four weeks.

JUDGE

Comparing Assistant