

GAHC010175572020



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

Case No. : MFA/110/2021

UNITED INDIA INSURANCE COMPANY LTD.
HAVING ITS REGISTERED OFFICE AND HEAD OFFICE AT 24, WHITES
ROAD, CHENNAI AND ITS REGIONAL OFFICE AT G.S. ROAD, DISPUR,
GUWAHATI.

VERSUS

KABITAN NESSA AND 5 ORS.
W/O- LATE AFSAR ALI, R/O- VILL.- BOLOGARAH, NIZ-KHARUPETIA, P.O.
KHARUPETIA, P.S. DHULA, DIST.- DARRANG, ASSAM., PIN- 784146.

2:MISS SHAJEDA KHATUN
R/O- VILL.- BOLOGARAH
NIZ-KHARUPETIA
P.O. KHARUPETIA
P.S. DHULA
DIST.- DARRANG
ASSAM.
PIN- 784146.

3:MISS ASHFUL NESSA
R/O- VILL.- BOLOGARAH
NIZ-KHARUPETIA
P.O. KHARUPETIA
P.S. DHULA
DIST.- DARRANG
ASSAM.
PIN- 784146.

4:HABIBUR RAHMAN
R/O- VILL.- BOLOGARAH
NIZ-KHARUPETIA

P.O. KHARUPETIA
P.S. DHULA
DIST.- DARRANG
ASSAM.
PIN- 784146.

5:KHAIBAR ALI
R/O- VILL.- BOLOGARAH
NIZ-KHARUPETIA
P.O. KHARUPETIA
P.S. DHULA
DIST.- DARRANG
ASSAM.
PIN- 784146
(RESPONDENT NOS. 2 TO 5 BEING MINORS ARE REP. BY THEIR LEGAL
GUARDIAN MOTHER
I.E. RESPONDENT NO. 1).

6:JILLUL HOQUE
S/O- NUR MAHOMMAD ALI
R/O- VILL.- BOLOGARAH
P.O. KHARUPETIA
P.S. DHULA
DIST.- DARRANG
ASSAM
PIN- 784146. (DRIVER CUM OWNER OF VEHICLE NO. AS-09-AC-5322)

Advocate for the Petitioner : MR. R GOSWAMI

Advocate for the Respondent : MR. B K DAS (1,2,3,4,5)

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

Date : --01.08.2022

Heard Ms. P. Choudhury, learned counsel for the appellant. Also Mr. P.K. Das, learned counsel for respondent nos. 1 to 5. Mr. M.N. Khan learned counsel appears for respondent no. 6.

Learned counsel for respondent no. 1 to 5 submits that he has filed an affidavit in objection on 01.12.2021, stating that there is a mistake in para no. 2 in the objection wherein

it was written 'that the learned Court below has very rightly assessed the compensation' instead of 'the Court below has not very rightly assessed the compensation'.

Learned counsel for the appellant has made no any objection for such correction.

Registry is directed to insert the word 'has not' in between the word 'below' and 'very; in para 2 of the affidavit in objection.

List the matter for hearing on receipt of LCR.

JUDGE

Comparing Assistant