

GAHC010183982023



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

Case No. : MACApp./344/2023

UNITED INDIA INSURANCE COMPANY LTD.
A PUBLIC SECTOR UNDERTAKING COMPANY, REGISTERED AND
INCORPORATED UNDER THE COMPANIES ACT, 1956, HAVING ITS
REGISTERED OFFICE AT 24 WHITES ROAD, CHENNAI 600014 WITH ONE OF
ITS REGIONAL OFFICE AT CHIBBER HOUSE, 2ND FLOOR, GS ROAD,
GUWAHATI 05, REPRESENTED BY IS REGIONAL MANAGER, GUWAHATI,
ASSAM

VERSUS

(1) PUSHPA AGARWAL AND ORS.
W/O LATE LALIT AGARWAL,
RESIDENT OF HOUSE NO. 43, POST OFFICE LANE, KUNDIL NAGAR, PO
AND PS BASISTHA, GUWAHATI, DIST KAMRUP M ASSAM 781029.

1.2: SRI MUKUL AGARWAL
S/O LATE LALIT AGARWAL

RESIDENT OF HOUSE NO. 43
POST OFFICE LANE
KUNDIL NAGAR
PO AND PS BASISTHA
GUWAHATI
DIST KAMRUP M ASSAM 781029.

1.3: SRI NEERAJ AGARWAL
S/O LATE LALIT AGARWAL

RESIDENT OF HOUSE NO. 43
POST OFFICE LANE
KUNDIL NAGAR
PO AND PS BASISTHA

GUWAHATI
DIST KAMRUP M ASSAM 781029

Advocate for the Petitioner : MR. R C PAUL

Advocate for the Respondent : MR S K DEKA (R1

Linked Case : I.A.(Civil)/2547/2023

UNITED INDIA INSURANCE COMPANY LTD.
A PUBLIC SECTOR UNDERTAKING COMPANY
REGISTERED AND INCORPORATED UNDER THE COMPANIES ACT
1956
HAVING ITS REGISTERED OFFICE AT 24 WHITES ROAD
CHENNAI 600014 WITH ONE OF ITS REGIONAL OFFICE AT CHIBBER HOUSE
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PO AND PS BASISTHA
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DIST KAMRUP M ASSAM 781029.

2:SRI MUKUL AGARWAL
S/O LATE LALIT AGARWAL

RESIDENT OF HOUSE NO. 43
POST OFFICE LANE
KUNDIL NAGAR
PO AND PS BASISTHA
GUWAHATI
DIST KAMRUP M ASSAM 781029.

3:SRI NEERAJ AGARWAL
S/O LATE LALIT AGARWAL

RESIDENT OF HOUSE NO. 43
POST OFFICE LANE
KUNDIL NAGAR
PO AND PS BASISTHA
GUWAHATI
DIST KAMRUP M ASSAM 781029.

4:SRI BASANTA KALITA
S/O LATE DHIRAJ KALITA
RESIDENT OF BONGARA
PO AND PS PALASHBARI
DIST KAMRUP (R) ASSAM 781228
5:SRI CHANDAN CH. DAS
S/O SRI AKAN CH. DAS

RESIDENT OF BONGARA
PO AND PS PALASHBARI
DIST KAMRUP (R) ASSAM 781228

Advocate for : MR. R C PAUL
Advocate for : appearing for PUSHPA AGARWAL AND ORS.

BEFORE
HONOURABLE MRS. JUSTICE MARLI VANKUNG

ORDER

Date : 06.06.2024.

Heard Mr. A.R. Das appearing on behalf of Mr. R.C. Paul, learned counsel for the appellant along with Mr. S. Hazarika, learned counsel for respondent No.1 (A-C).

The learned counsel for the appellant submits that since this matter is with regards to the quantum of the award granted by the learned Member Motor Accident Claims Tribunal, the names of respondent Nos. 2 & 3, who are the owner and driver of the offending vehicle may be struck off since they are not necessary party in the instant appeal.

It is also seen that 50% of the awarded amount was deposited into this Registry vide Office note dated 03.06.2024.

It is submitted at the bar LCR has been received and the matter can be listed for hearing.

In view of the above, list for hearing in due course.

JUDGE

Comparing Assistant