GAHC010190592020

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

Case No. : MACApp./4/2021

ORIENTAL INSURANCE COMPANY LTD.
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE, A-25/27, ASAF ALI ROAD, NEW DELHI- 110002 AND REGIONAL OFFICE AT GUWAHATI-7, REP. BY THE REGIONAL MANAGER.

VERSUS

UTTAM SARMA AND 3 ORS.
S/O- LATE ADYA NATH SARMA, R/O- AKASHI NAGAR, WARD NO. 42, NEAR SARMA STORE, P.O. CHANDMARI, DIST.- KAMRUP, PIN- 781021.

2:SMTI. MAMONI DEVI
W/O- UTTAM SARMA
R/O- AKASHI NAGAR
WARD NO. 42
NEAR SARMA STORE
P.O. CHANDMARI
DIST.- KAMRUP
PIN- 781021.

3:MRS. KIRAN DEVI JAIN
W/O- LATE B.R. JAIN
R/O- DHING ROAD
HAIBARGAON
P.O. HAIBARGAON
DIST.- NAGAON
ASSAM
PIN- 782002.

4:MD. REAZUL ALI
S/O- SOFIQUE UDDIN
R/O- VILL.- BALIRAM PATHER

P.O. JAMUNAMUKH
DIST.- NAGAON
ASSAM

Advocate for the Petitioner : MR SISHIR DUTTA

Advocate for the Respondent : MR. A HUSSAIN

Linked Case : MACApp./3/2021

ORIENTAL INSURANCE COMPANY LTD.
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE
A-25/27
ASAF ALI ROAD
NEW DELHI- 110002 AND REGIONAL OFFICE AT GUWAHATI-7
REP. BY THE REGIONAL MANAGER.

VERSUS

KEDAR RAY AND 3 ORS.
S/O- LATE LACHARMAN RAY
R/O- LANKA TOWN
WARD NO. 1
SWAHID KHARGESWAR TALUKDAR PATH
P.S. LANKA
DIST.- HOJAI
ASSAM.

2:MISS MOON RAI
D/O- KEDAR RAY
R/O- LANKA TOWN
WARD NO. 1
SWAHID KHARGESWAR TALUKDAR PATH
P.S. LANKA
DIST.- HOJAI
ASSAM.
3:MRS. KIRAN DEVI JAIN
W/O- LATE B.R. JAIN
R/O- DHING ROAD
HAIBARGAON
P.O. HAIBARGAON
DIST.- NAGAON

ASSAM
PIN- 782002.
4:MD. REAZUL ALI
S/O- SOFIQUE UDDIN
R/O- VILL.- BALIRAM PATHER
P.O. JAMUNAMUKH
DIST.- NAGAON
ASSAM.

Advocate for : MR SISHIR DUTTA
Advocate for : MR M AHMED appearing for KEDAR RAY AND 3 ORS.

Linked Case : I.A.(Civil)/43/2021

ORIENTAL INSURANCE COMPANY LTD.
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE
A-25/27
ASAF ALI ROAD
NEW DELHI- 110002 AND REGIONAL OFFICE AT GUWAHATI-7
REP. BY THE REGIONAL MANAGER.

VERSUS

KEDAR RAY AND 3 ORS.
S/O- LATE LACHARMAN RAY
R/O- LANKA TOWN
WARD NO. 1
SWAHID KHARGESWAR TALUKDAR PATH
P.S. LANKA
DIST.- HOJAI
ASSAM.

2:MISS MOON RAI
D/O- KEDAR RAY
R/O- LANKA TOWN
WARD NO. 1
SWAHID KHARGESWAR TALUKDAR PATH
P.S. LANKA
DIST.- HOJAI
ASSAM.
3:MRS. KIRAN DEVI JAIN
W/O- LATE B.R. JAIN
R/O- DHING ROAD
HAIBARGAON
P.O. HAIBARGAON

DIST.- NAGAON
ASSAM
PIN- 782002.
4:MD. REAZUL ALI
S/O- SOFIQUE UDDIN
R/O- VILL.- BALIRAM PATHER
P.O. JAMUNAMUKH
DIST.- NAGAON
ASSAM.

Advocate for : MR SISHIR DUTTA
Advocate for : appearing for KEDAR RAY AND 3 ORS.

Linked Case : I.A.(Civil)/45/2021

ORIENTAL INSURANCE COMPANY LTD.
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE
A-25/27
ASAF ALI ROAD
NEW DELHI- 110002 AND REGIONAL OFFICE AT GUWAHATI-7
REP. BY THE REGIONAL MANAGER.

VERSUS

UTTAM SARMA AND 3 ORS.
S/O- LATE ADYA NATH SARMA
R/O- AKASHI NAGAR
WARD NO. 42
NEAR SARMA STORE
P.O. CHANDMARI
DIST.- KAMRUP
PIN- 781021.

2:SMTI. MAMONI DEVI
W/O- UTTAM SARMA
R/O- AKASHI NAGAR
WARD NO. 42
NEAR SARMA STORE
P.O. CHANDMARI
DIST.- KAMRUP
PIN- 781021.
3:MRS. KIRAN DEVI JAIN
W/O- LATE B.R. JAIN
R/O- DHING ROAD
HAIBARGAON

P.O. HAIBARGAON
DIST.- NAGAON
ASSAM
PIN- 782002.
4:MD. REAZUL ALI
S/O- SOFIQUE UDDIN
R/O- VILL.- BALIRAM PATHER
P.O. JAMUNAMUKH
DIST.- NAGAON
ASSAM.

Advocate for : MR SISHIR DUTTA
Advocate for : MR A K SHARMA appearing for UTTAM SARMA AND 3 ORS.

Linked Case : MACApp./340/2021

MRS. KIRAN DEVI JAIN
W/O LATE B.R. JAIN
R/O DHING ROAD
HAIBARGAON
NAGAON
P.O. AND P.S.-HAIBARGAON
DIST-NAGAON
ASSAM
PIN-782002

VERSUS

ORIENTAL INSURANCE COMPANY LTD. AND 3 ORS.
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE A-25/27
ASAF ALI ROAD
NEW DELHI-110002. REPRESENTED BY REGIONAL MANAGER
ULUBARI
GUWAHATI-7
DIST-KAMRUP(M)

2:MD REAZUL ALI
S/O SOFIQUE UDDIN
R/O VILL-BALIRAM
P.O. AND P.S.-JAMUNAMUKH
DIST-HOJAI
ASSAM
PIN-
3:UTTAM SARMA
S/O LATE ADYA NATH SARMA

R/O AKASHI NAGAR
WARD NO-42
NEAR SARMA STORE
P.O. AND P.S.-CHANDMARI
GUWAHATI
DIST-KAMRUP(M)
ASSAM
PIN-781021
4:SMTI MAMONI DEVI
W/O SRI UTTAM SARMA
R/O AKASHI NAGAR
WARD NO-42
NEAR SARMA STORE
P.O. AND P.S.-CHANDMARI
GUWAHATI
DIST-KAMRUP(M)
ASSAM
PIN-781021

Advocate for : MR M AHMED
Advocate for : MR S DUTTA (R-1) appearing for ORIENTAL INSURANCE COMPANY LTD. AND 3 ORS.

Linked Case : MACApp./338/2021

MRS. KIRAN DEVI JAIN
W/O LATE B.R. JAIN
R/O DHING ROAD
HAIBARGAON
NAGAON
P.O. AND P.S.-HAIBARGAON
DIST-NAGAON
ASSAM
PIN-782002

VERSUS

ORIENTAL INSURANCE COMPANY LTD. AND 3 ORS.
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE A-25/27
ASAF ALI ROAD
NEW DELHI-110002. REPRESENTED BY REGIONAL MANAGER
ULUBARI
GUWAHATI-7

2:MD REAZUL ALI

S/O SOFIQUE UDDIN
R/O VILL-BALIRAM
P.O. AND P.S.-JAMUNAMUKH
DIST-HOJAI
ASSAM
PIN-
3:KEDAR RAY
S/O LATE LACHARMAN RAY
R/O LANKA TOWN
WARD NO-1
SWAHID KHARGESWAR TALUKDAR PATH
P.O. AND P.S.-LANKA
DIST- HOJAI
ASSAM
PIN-782446
4:MISS MOON RAI
D/O SRI KEDAR RAY
R/O LANKA TOWN
WARD NO-1
SWAHID KHARGESWAR TALUKDAR PATH
P.O. AND P.S.-LANKA
DIST- HOJAI
ASSAM
PIN-782446

Advocate for : MR M AHMED
Advocate for : MR S DUTTA (r-1) appearing for ORIENTAL INSURANCE COMPANY LTD. AND 3 ORS.

BEFORE
HONOURABLE MR JUSTICE SONGKHUPCHUNG SERTO

ORDER

Date :15.02.2023

Mr. M. Ahmed, learned counsel appearing for the appellants in MACApp. No. 338 and 340 of 2021 pray that he may be given some time to go through the records.

Mr. S. Dutta, learned counsel appears on behalf of the appellants in MACApp. No. 3 and 4 of 2021 and Mr. Gogoi, learned counsel appears on behalf

of the respondents/claimants.

In view of the prayer, list these matters again on 28.02.2023.

JUDGE

Comparing Assistant