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

Case No. : MACApp./115/2012

SANJAY JAIN AND ORS

2: RAJESH JAIN
BOTH ARE SONS OF LATE SAGAR MAL JAIN

3: SMTI NIRMALA DEVI JAIN

W/O SHRI SAMPAT LAL JAIN

4: SMTI SUMAN DEVI JAIN

W/O SRI DILIP JAIN
R/O P.O. SILCHAR
DIST. CACHAR
ASSAM.

5: SMTI KUSUM DEVI JAIN
WIDOW OF LATE PAWAN JAIN

6: BIPLAV JAIN

S/O LATE PAWAN JAIN

7: SMTI AMRITA JAIN

D/O LATE PAWAN JAIN
SR. NOS. 1A
1 B and 1 C ARE THE RESIDENTS OF PALTANBAZAR
GUWAHATI-781008
P.S. PALTANBAZAR
DIST. KAMRUP METRO
ASSAM
SR. NOS. 2 TO 4 HEREIN ARE RESIDENTS OF ATHGAON

GUWAHATI-781008
DIST. KAMRUP METRO
ASSAM

VERSUS

NOOR MOHAMMAD ALI AND ORS
S/O LATE MAFIZUDDIN AHMED, R/O BAMUNBARI, P.O. PACHARIA HAJO, DIST. KAMRUP, ASSAM, OWNER OF BUS NO. AS-25B-9993

2:THE NEW INDIA ASSURANCE CO. LTD.

G.S. ROAD
ULUBARI
GUWAHATI-781007
HAVING ONE OF ITS N.E.R.O. G.S. ROAD
BHANGAGARH
GUWAHATI-781005
INSURER OF BUS NO. AS-25B-9993

3:THE ORIENTAL INSURANCE CO.LTD.

CHRISTIAN BASTI
GUWAHATI-781005
HAVING ONE OF ITS REGIONAL OFFICE G.S. ROAD
ULUBARI
P.O. ULUBARI
GUWAHATI-781007 INSURER OF SCOOTER NO. AS-01G-6315 LMLNV

4:MD. HASAN ALI
S/O MD. KHUDRA ALI
VILL. SURADI
P.S. BARMAH
DIST. NALBARI
ASSAM DRIVER OF THE BUS NO. AS-25B-9993

5:SHYAM RATAN PODDAR

S/O LATE HANUMAN PRASAD PODDAR
C/O M/S APNA TRUCK FACTORY
S.J. ROAD
ATHGAON
GUWAHATI
DIST. KAMRUP METRO
ASSAM
OWNER OF THE SCOOTER NO. AS-01/G-6315 LML NV

6:SURAJ SINGHANIA

S/O CHAND RAM SINGHANIA
R/O FANCY BAZAR
GUWAHATI-781001
P.S. PANBAZAR
DIST. KAMRUP METRO
ASSAM
P/AC/O M/S APNA TRUCK FACTORY
S.J. ROAD
ATHGAON
GUWAHATI RIDER OF THE SCOOTER NO. AS-01/G-6315 LML N

Advocate for the Petitioner : MS.P C B NAIR, MR.S K JAIN,MR.B K JAIN

Advocate for the Respondent : MR.I ALAM, MR.B S GOSWAMI,MR.R GOSWAMI,MS.P GOGOI(R-1),MRA K AHMED(R-1),MR.S DUTTA,MS.D CHAKRABORTY,MS.M CHOUDHURY

BEFORE
HONOURABLE MRS. JUSTICE YARENJUNGLA LONGKUMER

ORDER

Date : 09.12.2025

None appears for the appellants when the matter is called.

Ms. P. Borthakur learned counsel appears for the respondent No.2 and Mr. S. Sutta, learned counsel appears for the respondent No.3.

List the matter after one week.

JUDGE

Comparing Assistant