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

Case No. : MACApp./77/2022

ICICI LOMBARD GENERAL INSURANCE COMPANY LTD.
HAVING ITS REGISTERED OFFICE AND HEAD OFFICE AT ICICI BANK TOWERS, BANDRA KURLA COMPLEX, MUMBAI 400051, ITS ZONAL OFFICE AT APEEJAY HOUSE, 15 PARK STREET, 7TH FLOOR, KOLKATA 700016 AND A BRANCH OFFICE AT 3ED FLOOR, OFFICE NO. 305 AND 306, KAMAKHYA TOWER, G.S ROAD, GUWAHATI 781005, ASSAM

VERSUS

GOPA DAS AND 3 ORS.
W/O LATE BHUPESH CH. DAS,
RESIDENT OF VILLAGE NILIBARI, PO SIMLAGURI, PS DHALIGAON, DIST CHIRANG, BTAD, ASSAM, 783385

2:SRI JOYDEEP DAS

S/O LATE BHUPESH CH. DAS

RESIDENT OF VILLAGE NILIBARI
PO SIMLAGURI
PS DHALIGAON
DIST CHIRANG
BTAD
ASSAM
783385

3:ON THE DEATH OF SANTALA BASUMATARY HIS LEGAL HEIRS
S/O LATE SONI RAM BASUMATARY

RESIDENT OF VILLAGE GOSSAIGAON
PO RANCHAIDHAM
DIST CHIRANG

ASSAM
783372.
(OWNER OF THE VEHICLE NO. AS-19/H-0349 (M/C)

3.1:BHARATI BASUMATARY
(WIFE) 46 YEARS
RESIDENT OF VILLAGE GOSSAIGAON
PO RANCHAIDHAM
DIST CHIRANG
ASSAM
783372.

3.2:DWITUN BASUMATARY
AGE 30 YEARS
RESIDENT OF VILLAGE GOSSAIGAON
PO RANCHAIDHAM
DIST CHIRANG
ASSAM
783372.

3.3:MANORANJAN BASUMATARY
AGE 26 YEARS
RESIDENT OF VILLAGE GOSSAIGAON
PO RANCHAIDHAM
DIST CHIRANG
ASSAM
783372.

3.4:BISHNU JYOTI BASUMATARY
AGE 18 YEARS
RESIDENT OF VILLAGE GOSSAIGAON
PO RANCHAIDHAM
DIST CHIRANG
ASSAM
783372.

4:TABRA BRAHMA
S/O LATE ABATH BRAHMA
RESIDENT OF VILLAGE SOUTH KAJOLGAON
PO SIMLAGURI
DIST CHIRANG
BTC
ASSAM
783381
(DRIVER OF THE VEHICLE NO. AS-19/H-0349 (M/C)

5:STATE OF ASSAM
REPRESENTED B

Advocate for the Petitioner : MR. R GOSWAMI, MR S K BEHARA,MS. P BORTHAKUR

Advocate for the Respondent : MR. M KHAN, MS CHITRALEKHA DAS (R-3.1. to 3.4),MR. K R PATGIRI (R-3.1. to 3.4),MR R ISLAM,MR. J RAHMAN,FOR CAVEATOR

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

21.08.2025

Heard Mr. R. Goswami, learned counsel for the appellant; Ms. J. Aktar, learned counsel for the respondent Nos. 1 & 2; and Ms. D.D. Barman, learned Additional Senior Government Advocate for the respondent No. 5.

Pursuant to order of this court, dated 05.08.2025, Ms. Barman has produced the particulars of Motorcycle, bearing registration No. AS-16-A-4510. The said particulars shall be kept on record by marking as Annexure – X.

List the matter on 24.09.2025.

JUDGE

Comparing Assistant