



GAHC010210042015



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

**Case No. : MACApp. 33/2015**

1:M/S. NEW INDIA ASSURANCE CO. LTD.  
HAVING ITS REGISTERED OFFICE AT NEW BUILDING 87 MAHATMA  
GANDHI ROAD, MUBAI AND ONE OF THE REGIONAL OFFICE AT G.S.  
ROAD, BHANGAGARH, GUWAHATI, ASSAM.

VERSUS

1:MD. SAHIDUR RAHMAN and 2 ORS.  
S/O MD. FIRDUSH RAHMAN, R/O VILL. RONGPUR, R/O VILL. NO. 1  
DOLABARI, P.S. TEZPUR, DIST. SONITPUR, ASSAM.

2:TUSHAR KANTI SAHA  
S/O MANTURANJAN SAHA  
R/O VILL.NO.1  
DOLABARI  
P.S. TEZPUR  
DIST. SONITPUR  
ASSAM

3:NATIONAL INSURANCE CO. LTD  
TEZPUR BRANC

**Advocate for the Petitioner** : MR.K K BHATTACHARYYA

**Advocate for the Respondent** :

Linked Case : MC 358/2015

1:M/S. NEW INDIA ASSURANCE CO. LTD.  
HAVING ITS REGISTERED OFFICE AT NEW BUILDING 87 MAHATMA



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MUBAI AND ONE OF THE REGIONAL OFFICE AT G.S. ROAD  
BHANGAGARH  
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DIST. SONITPUR  
ASSAM

3:NATIONAL INSURANCE CO. LTD  
TEZPUR BRANCH

Advocate for the Petitioner : MS.L SHARMA  
Advocate for the Respondent :

**BEFORE**

**HON'BLE MR. JUSTICE NELSON SAILO**  
**ORDER**

**21.08.2019**

Heard Ms. R. Devi, the learned counsel for the appellant who submits that since notice could not be served upon the respondent No. 2 even after steps were taken on two occasions, she may be allowed to serve notice to the respondent No. 2 in a substitute manner by newspaper publication.

In view of such prayer, the appellant is allowed to serve notice upon the



respondent No. 2 by making newspaper publication in a local daily widely circulated in the area where the respondent No. 2 resides showing the date of appearance of the respondent No. 2 as 23.10.2019. The newspaper publication should be done one month before 23.10.2019. The appellant after making such publication shall file an affidavit showing the publication.

List this case again on 23.10.2019.

**JUDGE**

**Comparing Assistant**