

GAHC010210192014



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

Case No. : MACApp./9/2014

NATIONAL INSURANCE CO LTD
HAVING ITS REGD. OFFICE AT KOLKATA AND ONE OF THE REGIONAL
OFFICE AT G.S. ROAD, GUWAHATI.

VERSUS

JOHMON THANGA KIPA and 7 ORS

2:MISS RAVEENA KIPA

3:MASTER SHAN KIPA
MINOR REPRESENTED THROUGH HIS MOTHER SMTI JOHMAN THANGA
KIPA
NO. 1 IS THE WIDOW
NO. 2 IS DAUGHTER AND NO. 3 IS MINOR SON OF DR. ROBBIN KIPA @
ROBI KIPA
ALL ARE RESIDENTS OF NEAR GAIT MIDDLE SCHOOL.
P.O. CHANGLANG
ARUNACHAL PRADESH.

4:TALAR KIPA @ KIPA TALAR

S/O LATE TAZIT KIPA.

5:SMTI HONGSENG KIPA
W/O SRI TALAR KIPA @ KIPA TALAR
BOTH ARE RESIDENT OF UPPER MIAO
P.O.CHANGLANG
ARUNACHAL PRADESH.

6:SARDAR PARGOT SINGH

R/O BELTOLA
GUWAHATI29 OWNER DRIVER OF TRUCK BEARING NO. AS-01-S-0760

7:SMTI KALPANA DAS

W/O SRI RATNESWAR DAS
R/O DAHOTIA
CHOWK
TINSUKIA

8:SANJIB DAS

S/O SRI RATNESWAR DAS
R/O DAHOTIA CHOWK
TINSUKIA

Advocate for the Petitioner : MR. A SARMA, MS. S ROY

Advocate for the Respondent : FOR CAVEATOR, MR. A K GUPTA,MR. R S MISHRA,MR. M R ADHIKARI,MR. R P SARMAH,MS. H TERANGPI

Linked Case : I.A.(Civil)/3917/2024

JOHMON THANGA KIPA and ORS
R/O NEAR GAIT MIDDLE SCHOOL
P.O. CHANGLANG
ARUNACHAL PRADESH

2: MISS RAVEENA KIPA
R/O NEAR GAIT MIDDLE SCHOOL
P.O. CHANGLANG
ARUNACHAL PRADESH

3: SHAN KIPA
RESIDENT OF NEAR GAIT MIDDLE SCHOOL.
P.O. CHANGLANG
ARUNACHAL PRADESH.

4: TALAR KIPA @ KIPA TALAR
S/O LATE TAZIT KIPA.

5: SMTI HONGSENG KIPA
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BOTH ARE RESIDENT OF UPPER MIAO
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VERSUS

NATIONAL INSURANCE CO LTD
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GUWAHATI.

Advocate for : MR M R ADHIKARI
Advocate for : A SARMA appearing for NATIONAL INSURANCE CO LTD

**BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG**

ORDER

Date : 21.08.2025

Heard Ms. S. Roy, learned counsel for the appellant.

Also heard Mr. R. P. Sarmah, learned senior counsel, assisted by Ms. Manisha Bora, learned counsel, appearing on behalf of respondents No. 1, 2 & 3; and Mr. A. K. Gupta, learned counsel, appearing on behalf of respondents No. 4 & 5.

Hearing is concluded.

Judgment is kept reserved.

JUDGE

Comparing Assistant