

GAHC010306252019



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

Case No. : MACApp./285/2020

GUNAJIT NATH

S/O- LATE JOGENDRA NATH, R/O- GALIAHATI, SRIKARMAR PATH,
METUAKUCHI, BARPETA, P.S. AND DIST.- BARPETA, ASSAM.

VERSUS

HITESH DAS AND 5 ORS.

S/O- LATE HARMOHAN DAS, R/O- VILL.- MANASPUR, WARD NO. 10,
BARPETA ROAD, P.O. AND P.S. BARPETA ROAD, DIST.- BARPETA, ASSAM,
PIN- 781315.

2:BIPLAB PRATIM DAS

S/O- HITESH DAS

R/O- VILL.- MANASPUR

WARD NO. 10

BARPETA ROAD

P.O. AND P.S. BARPETA ROAD

DIST.- BARPETA

ASSAM

PIN- 781315.

3:DRISTIREKHA DAS

D/O- HITESH DAS

R/O- VILL.- MANASPUR

WARD NO. 10

BARPETA ROAD

P.O. AND P.S. BARPETA ROAD

DIST.- BARPETA

ASSAM

PIN- 781315.

4:SMTI. KANAN BALA OJAH

W/O- LATE KANAK CH. OJAH
R/O- VILL.- MANASPUR
WARD NO. 10
BARPETA ROAD
P.O. AND P.S. BARPETA ROAD
DIST.- BARPETA
ASSAM
PIN- 781315.

5:ABDUL REJJAK
S/O- LATE ATOWAR RAHMAN
R/O- VILL.- JOGIRPAM
P.S. DHIRENPARA
DIST.- BARPETA
ASSAM.

6:THE BRANCH MANAGER
HDFC ERGO GENERAL INSURANCE CO. LTD.

MAYUR GARDEN
GROUND FLOOR
OPPOSITE RAJIB BHAWAN
ABC
G.S. ROAD
GUWAHATI- 781005

Advocate for the Petitioner : MR. S ISLAM, MR A HAWARI,MR. S U AHMED

Advocate for the Respondent : MR M H AHMED (r-1 to 4), MS. P BORTHAKUR (R6),MS. M SAIKIA (R6),MR. R GOSWAMI (R6)

Linked Case : MACApp./332/2021

HDFC ERGO GENERAL INSURANCE CO. LTD
HAVING ITS REGISTERED OFFICE AND HEAD OFFICE AT RAMON HOUSE
H.T. PAREKH MARG
169
BACKBAY RECLAMATION
MUMBAI- 400020 AND ITS GUWAHATI BRANCH OFFICE AT ADITYAM
BUILDING
6TH FLOOR
LACHIT NAGAR
G.S. ROAD

GUWAHATI
ASSAM- 781007.

VERSUS

HITESH DAS AND 5 ORS
S/O- LATE HARMOHAN DAS
R/O- VILL.- MANASPUR
WARD NO. 10
P.S. BARPETA ROAD
DIST.- BARPETA
ASSAM
PIN- 781315.

2:BIPLAB PRATIM DAS
S/O- HITESH DAS
R/O- VILL.- MANASPUR
WARD NO. 10
P.S. BARPETA ROAD
DIST.- BARPETA
ASSAM
PIN- 781315.

3:MISS DRISTIREKHA DAS
D/O- HITESH DAS
R/O- VILL.- MANASPUR
WARD NO. 10
P.S. BARPETA ROAD
DIST.- BARPETA
ASSAM
PIN- 781315.

4:SMTI. KANAN BALA OJAH
W/O- LATE KANAK CH. OJAH
R/O- VILL.- MANASPUR
WARD NO. 10
P.S. BARPETA ROAD
DIST.- BARPETA
ASSAM
PIN- 781315.

5:GUNAJIT NATH
S/O- LATE JOGENDRA NATH
R/O- VILL.- GALIAHATI
SRIKARMAR PATH
METUAKUCHI
BARPETA

P.S. AND DIST.- BARPETA
ASSAM
PIN- 781314.

6:ABDUL REJJAK
S/O- LATE ATOWAR RAHMAN
R/O- VILL.- JOGIRPAM
P.S. BARPETA
DIST.- BARPETA
ASSAM
PIN- 781316.

Advocate for : MR. R GOSWAMI
Advocate for : MR M H AHMED appearing for HITESH DAS AND 5 ORS

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN**

ORDER

Date : 28.08.2025

Heard Mr. S. Islam, learned counsel for the appellant in MACApp. No. 285/2020 and Mr. R. Goswami, learned counsel for the appellant in MACApp. No. 332/2021. Also heard Mr. M.H. Ahmed, learned counsel for the respondent Nos. 1 to 4.

Mr. Ahmed, learned counsel for the respondent Nos. 1 to 4 submits that he may be granted some time to bring on record the salary certificate of the husband of the deceased and also the income tax return by filing an affidavit.

Prayer is allowed.

List the matter on 18.09.2025.

JUDGE

Comparing Assistant