

GAHC010240942025



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

Case No. : I.A.(Civil)/3487/2025

SURAMAN ALI
FATHER OF SOMER ALI, VILL.- HOLDIBARI NO.1, P.S.- LAKHIPUR, SUB-
DIVISION-GOALPARA, DIST.- GOALPARA, DIST.- GOALPARA, PIN- 783330.

2: MANOWARA KHATUN
W/O SURMAN ALI
R/O VILLAGE HOLDIBARI
P.O. DHUMERGHAT
P.S. LAKHIPUR
DIST. GOALPARA
ASSAM.

3: MOYURI KHATUN
W/O LATE SOMER ALI
R/O VILLAGE HOLDIBARI
P.O. DHUMERGHAT
P.S. LAKHIPUR
DIST. GOALPARA
ASSAM.

4: MOFIDUL ISLAM
S/O LATE SOMER ALI
R/O VILLAGE HOLDIBARI
P.O. DHUMERGHAT
P.S. LAKHIPUR
DIST. GOALPARA
ASSAM. BEING MINOR
REPRESENTED BY HIS MOTHER I.E. APPLICANT NO. 2 MOYURI KHATUN.

5: SUMIYA AKTARA
D/O LATE SOMER ALI
R/O VILLAGE HOLDIBARI
P.O. DHUMERGHAT
P.S. LAKHIPUR

DIST. GOALPARA
ASSAM. BEING MINOR
REPRESENTED BY HER MOTHER I.E. APPLICANT NO. 2 MOYURI KHATUN

6: MIM AKTARA

D/O LATE SOMER ALI
R/O VILLAGE HOLDIBARI
P.O. DHUMERGHAT
P.S. LAKHIPUR
DIST. GOALPARA
ASSAM. BEING MINOR
REPRESENTED BY HER MOTHER I.E. APPLICANT NO. 2 MOYURI KHATUN

VERSUS

ORIENTAL INSURANCE CO LTD
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE, A-25/27, ASAF ALI
ROAD, NEW DELHI- 110002, AND REGIONAL OFFICE AT GUWAHATI- 7, REP.
BY THE REGIONAL MANAGER.

Advocate for the Petitioner : MR. A M KHAN, MR Z RAHMAN

Advocate for the Respondent : MR SISHIR DUTTA,

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 27.02.2026

- 1.** Heard Mr. A. M. Khan, learned counsel for the applicant. Also heard Mr. S. Dutta, learned counsel for the Insurance Company.
- 2.** This interlocutory application has been filed by the applicant praying for vacating the stay on execution of the impugned order in MFA No. 17/2023 passed by this Court on 10.03.2023, in I.A.(C) No. 646/2023, has been made.
- 3.** The learned counsel for Insurance Company submits that he has objection regarding the prayer made by the applicant. However, both the counsel

have submitted that the connected appeal i.e. MFA No. 17/2023 may be heard instead of hearing this instant interlocutory application.

4. Considering the submissions made by the learned counsel for the parties and considering the fact that the connected MFA is ready for hearing.

5. List this matter along with the connected MFA on the next date for hearing on 12th of March, 2026.

JUDGE

Comparing Assistant