

GAHC010251182025



2026:GAU-AS:5699

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

Case No. : I.A.(Civil)/4000/2025

THE NATIONAL INSURANCE CO. LTD.
HAVING ITS REGISTERED OFFICE AT 3 MIDDLETON STREET, KOLKATA-
700071 AND REGIONAL OFFICE AT G.S. ROAD, BHANGAGARH,
GUWAHATI-5, REPRESENTED BY ITS REGIONAL MANAGER, REGIONAL
OFFICE, GUWAHATI.

VERSUS

PRADIP DAS AND 2 ORS
S/O. LT GHAULA RAM DAS, R/O. VILL. KHUTABARI, P.O. BAGDOBA, P.S.
DHUPDHARA, DIST. GOALPARA, ASSAM.

2:NAYAN DAS
/O. LT. UTSHAB DAS
R/O. VILL.
P.O. PS. NAGARBERA
DIST. KAMRUPM ASSAM-781127

2:NAYAN DAS

S/O LT. UTSHAB DAS
R/O VILL.
P.O. AND P.S. NAGARBERA
DIST. KAMRUP (M)
ASSAM 781127

3:APURBA DAS
S/O. DHAWJEN DAS
R/O. VILL. KAMARPOTA GAON
P.O. SIMLITOLA
P.S. RANGJULI
DIST.GOALPARA

ASSAM-783130

3:APURBA DAS

S/O DHAWJEN DAS
R/O VILL. KAMARPOTA GAON
P.O. SIMLITOLA
P.S. RANGJULI
DIST. GOALPARA
ASSAM 78313

Advocate for the Petitioner : MR. P J BARMAN,

Advocate for the Respondent : MR. R ALI(R2,3), MR. M TALUKDAR(R1),B SARMA(R1),MR S KHAN(R2,3),MISS. S PARBIN(R2,3),MR H A AHMED(R2,3)

Linked Case : RP(FAM.CT.)/0/0

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REPRESENTED BY ITS REGIONAL MANAGER
REGIONAL OFFICE
GUWAHATI

VERSUS

PRADIP DAS
S/O. LT GHAULA RAM DASR/O. VILL. KHUTABARI
P.O. BAGDOBA
P.S. DHUPDHARA
DIST. GOALPARA
ASSAM.CLAIMANT IN MAC CASE NO. 317 OF 2022

2:NAYAN DAS
S/O. LT. UTSHAB DAS
R/O. VILL.
P.O. PS. NAGARBERA
DIST. KAMRUPM ASSAM-781127

3:APURBA DAS
S/O. DHAWJEN DAS
R/O. VILL. KAMARPOTA GAON
P.O. SIMLITOLA
P.S. RANGJULI
DIST.GOALPARA
ASSAM-783130

Advocate for : MR PRANABJYOTI BARMAN
Advocate for : appearing for PRADIP DAS

Linked Case : C.APPLN/0/0

THE NATIONAL INSURANCE COMPANY LTD
. HAVING ITS REGISTERED OFFICE AT 3 MIDDLETON STREET
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ASSAM-783130

Advocate for : MR PRANABJYOTI BARMAN
Advocate for : appearing for PRADIP DAS

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

24.04.2026

Learned counsel, Mr. P.J Barman, is present for the applicant.

This is an application u/s 5 of the Limitation Act, 1963, filed by the applicant praying for condonation of delay of 25 days in preferring the appeal against the judgment and award dated 09.07.2025, passed by the learned Member, MACT, Goalpara, in MAC Case No.317/2022 awarding a sum of Rs.11,40,361/- along with 7% interest per annum.

It is submitted by the applicant/appellant that after receipt of certified copy of the judgment, the dealing Advocate sought for a legal opinion from a Senior Panel of Advocate and received the opinion on 20.08.2025. The Company then had to communicate with the main office for approval. After the formalities and after obtaining a legal opinion in the month of September, 2025, the appeal was filed resulting in a delay of 25 days.

Learned counsel, Mr. M. Talukdar, is present for the respondent no.1/claimant and has raised no objection. Learned counsel, Mr. H.A. Ahmed is present for the respondent nos.2 and 3 and has raised no objection.

I have considered the submissions at the Bar.

Sufficient grounds have been shown. No malafide is discernible. Thereby, delay of 25 days is condoned.

The Registry is directed to register the connected appeal.

The names of Mr. M. Talukdar and Mr. H.A Ahmed to be reflected in the cause-list while registering the appeal.

Copy of the appeal to be furnished to the respondents.

In terms of the above observation, this application stands disposed of.

JUDGE

Comparing Assistant