

GAHC010251562022



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

Case No. : MFA/43/2025

NATIONAL INSURANCE COMPANY LTD .
REPRESENTED BY THE REGIONAL MANAGER, BHANGAGARH, G.S.
ROAD, GUWAHATI 781005, DIST KAMRUP (M) ASSAM

VERSUS

JASMINA BEGUM AND 4 ORS
W/O LATE ANWAR HUSSAIN

2:MD. AZIJUR RAHMAN
S/O LATE ANWAR HUSSAIN

3:MD. WZHED ALOM
S/O LATE ANWAR HUSSAIN

4:SHAHNAJ PARBIN
D/O LATE ANWAR HUSSAIN

ALL ARE RESIDENTS OF NAHARGAON
P.S. DOBOKA
IN THE DISTRICT OF NAGAON(PRESENT DISTRICT - HOJAI)
ASSAM

5:MR. SHANKARPURI GOSWAMI
S/O HEERAPURI GOSWAMI

R/O CHOWDHURY BUILDING
P.O. A.T. ROAD
JORHAT(ASSAM)
TEMPORARY Address. ZAKACHATA COLONY
GOLAGHAT ROAD

NAGALAND

Advocate for the Petitioner : MR. N M DUTTA,

Advocate for the Respondent : MS. P BHATTACHARYA, MR. A KHAN (r-1 to 4)

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

23.02.2026

[1] Heard Mr. N.M. Dutta, the learned counsel for the appellant. Also heard Ms. P. Bhattacharya, the learned counsel for the respondent Nos. 1 to 4.

[2] This appeal under Section 30 of the Workman Compensation Act, 1923 has been filed impugning the judgment dated 08.02.2022, passed in NEC Case No. 27/2015 by the learned Commissioner of Employees Compensation, Nagaon, Assam.

[3] The learned counsel for the respondents submits that as per the mandate of Section 30 of the Employees Compensation Act, 1923, the appeal under Section 30 must involve a substantial question of law unless the awarded amount is less than Rs. 10,000/-. However, in the instant case, no substantial questions of law have been stated in the memo of appeal by the appellant. She further submits that there is also a requirement under Section 30 of the aforesaid Act, to deposit the awarded amount and submit a certificate to that effect from the Commissioner of Employees Compensation, which has not been done in the instant case.

Therefore, she raises question of maintainability of the instant appeal.

[4] On this, the learned counsel for the appellant prays for some time to seek necessary instructions and to take appropriate steps in this regard.

[5] The prayer is allowed.

[6] Let this matter be listed on 18th March, 2026.

JUDGE

Comparing Assistant