

GAHC010256342024



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

Case No. : MACApp./200/2026

THE NEW INDIA ASSURANCE CO LTD
A COMPANY REGISTERED UNDER THE COMPANIES ACT, REP. BY ITS
REGIONAL MANAGER, BHANGAGARH, GUWAHATI-05, DIST. KAMRUP(M),
ASSAM.

VERSUS

KHAGEN BORO AND ANR
H/O. LT. DULUMONI BORO, R/O. VILL.- MURKATA (AMPUR), P/S. KHETRI,
DIST. KAMRUP, ASSAM, PIN-782403.

2:SAYED MAHMUD
S/O. SAYED WAZED ALI
R/O. VILL.- SARUMOTORIA
H/NO. 19
WARD NO. 51
P/S. DISPUR
DIST. KAMRUP(M)
ASSAM
PIN-781005

Advocate for the Petitioner : MS L SHARMA, MR M TALUKDAR

Advocate for the Respondent : B SARMA, MR. M TALUKDAR(R-1)

Linked Case : I.A.(Civil)/1346/2026

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Advocate for : MS L SHARMA
Advocate for : B SHARMA appearing for KHAGEN BORO AND ANR

BEFORE
HONOURABLE MRS. JUSTICE YARENJUNGLA LONGKUMER

ORDER

15/06/2026

The instant appeal under Section 173 of the MV Act has been preferred against the judgment and award dated 20.08.2024 passed by the learned MACT, Morigaon, in MAC Case No. 40/2016.

2. Heard learned counsel for the appellant, Ms. L. Sharma.

3. The instant appeal has been preferred by the appellant on the ground that the Insurance Cover Note No. 224651 which has been reflected in the Form-54 is not in respect of the vehicle in question bearing Registration No. AS-01/AZ-7354, but the said Cover Note was issued for another vehicle Bearing Registration No. AS-01/BE-6454, as such, the instant appellant had no liability for the alleged accident.
4. Another ground which the applicant is taken is on the ground of quantum.
5. Admit the appeal, call for the Scan copy of the TCR
6. The learned counsel, Mr. M. Talukdar has entered appearance for the respondent No.1.
7. The learned counsel for the applicant shall take steps for service on the respondent No.2 by speed post as well as usual process within 7(seven) days from today.
8. List on 23.07.2026
10. The I.A.(Civil)/1346/2026 will be considered on the next returnable date.

JUDGE

Comparing Assistant