

GAHC010269522018



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

Case No. : MACApp./37/2019

SMTI DEVIKA SARMA
W/O SRI BINAY SRIVASTAVA RESIDENT OF AMAR ENCLAVE, FLAT NO. D-
43 SURVEY, BELTOLA. PS HATIGAON, DIST KAMRUP M ASSAM

VERSUS

THE BAJAJ ALLIANZ G.I.C. LTD AND 5 ORS
2B, CENTRE POINT, OPP BORA SERVICE STATION, GS ROAD, ULUBARI,
GUWAHATI 781007, DIST KAMRUP M ASSAM

2:M/S NIHARIKA ISPAT PVT. LTD.
19A
JAWAHARLAL NEHRU ROAD
KOLKATTA
71
WB
LOCAL ADDRESS

BONDA NARENGI
PS NOONMATI
GUWAHATI 781026
DIST KAMRUP M ASSAM

3:SRI MANOJ KUMAR RAI
S/O SRI DEO NANDAN RAI
RESIDENT OF VILLAGE PHULAR AND PO MANSURPUR
DIST VAISHALI
BIHAR
844112

4:THE UNITED INDIA INS CO. LTD.
REGIONAL OFFICE AT GS ROAD

BHANGAGARH
DIST KAMRUP M ASSAM 781005

5:SRI BINAY KUMAR SRIVASTAVA
S/O SRI SURENDRA KUMAR SRIVASTAVE
AMAR ENCLAVE SURVEY
BELTOLA
PS HATIGAON
DIST KAMRUP M ASSAM
781028

6:SRI JOGEN NARZARY
S/O LATE MELA NARZARY
RESIDENT OF VILLAGE BALAPARA GOBINDPUR
PS SARTHEBARI
DIST BARPETA
ASSAM
78130

Advocate for the Petitioner : MR D MONDAL, MR. P SARMA

Advocate for the Respondent : MR. R GOSWAMI (R-1), MS R DEVI (r-4),MS JONA TALUKDAR (r-4),MR. K K BHATTA (r-4),MR S K BEHARA (R-1),MS. P BORTHAKUR (R-1)

BEFORE
HONOURABLE MR. JUSTICE SANJEEV KUMAR SHARMA

ORDER

Date : 25.02.2026

Heard Mr. D. Mondal, learned counsel for the appellant. Also heard Mr. L. Sharma, learned counsel for the respondent No. 1. and Ms. M. Saikia, learned counsel for the respondent No.4.

LCR as call for has been received.

It is further submits that respondent Nos. 2,3 & 6 are not necessary parties and that there name may be stuck off.

Accordingly, the name of respondent Nos. 2,3 & 6 are struck off.

Necessary correction be made in the cause-title.

It is submitted that there is a cross appeal being MACApp No. 647/2022 preferred by the United Insurance company.

Hence list this matter for hearing along with MACApp No. 647/2022 on 17.03.2026.

JUDGE

Comparing Assistant