

GAHC010013132024



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

Case No. : I.A.(Civil)/356/2024

MUSHIDA BEGUM AND 3 ORS.

W/O- LATE RAKIP HUSSAIN, R/O- VILL.- KOKIRA PART-II, P.S. AGIA, DIST.-
GOALPARA, ASSAM, PIN- 783120.

2: FATE ALI

S/O- ABOR ALI

R/O- VILL.- KOKIRA PART-II

P.S. AGIA

DIST.- GOALPARA

ASSAM

PIN- 783120.

3: KAMILA BIBI

W/O- FATE ALI

R/O- VILL.- KOKIRA PART-II

P.S. AGIA

DIST.- GOALPARA

ASSAM

PIN- 783120.

4: MUKTAR HUSSAIN

S/O- RAKIP HUSSAIN

R/O- VILL.- KOKIRA PART-II

P.S. AGIA

DIST.- GOALPARA

ASSAM

PIN- 783120. BEING MOTHER

REPRESENTED BY HIS MOTHE

VERSUS

THE ORIENTAL INSURANCE CO. LTD. AND 2 ORS

A COMPANY REGISTERED UNDER THE COMPANIES ACT, 1956. REP. BY ITS

REGIONAL MANAGER, ULUBARI, GUWAHATI-7.

2:JAKIE RABHA

S/O- DHAJENDRA RABHA

R/O- VILL.- CHAMAGURI

P.O. KALYANPUR

P.S. AGIA

DIST.- GOALPARA

ASSAM

PIN- 783120.(OWNER OF THE VEHICLE NO AS-18-C-7812 BOLERO PICK UP)

3:BHADRESWAR RABHA

S/O- NARESWAR RABHA

R/O- VILL.- GURIA PART-I

P.O. AND P.S. KRISHNAI

DIST.- GOALPARA

ASSAM

PIN- 783126. (DRIVER OF THE VEHICLE NO AS-18-C-7812 BOLERO PICK UP)

Advocate for the Petitioner : MR. A AHMED

Advocate for the Respondent : MR. S K GOSWAMI

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

08.02.2024

Heard Mr. A. Ahmed, learned counsel appearing for the claimants/applicants. Also heard Mr. R. Sharma, learned counsel representing the respondent Insurance Company.

In the matter of MAC Appeal No.265/2020, this Court directed the Insurance Company to deposit 50% of the awarded amount in the Registry of this Court and it has been submitted that the money has been deposited in the Registry of this Court.

The present application has been filed praying for leave to withdraw the said 50% of the awarded amount from the Registry of this Court.

Mr. Sharma has submitted that the Insurance Company has no objection if the claimants/applicants are allowed to withdraw the money.

Accordingly, the four claimants/applicants are allowed to withdraw the 50% of the awarded money.

Registry is directed to disburse the said 50% of the awarded amount to the four claimants/applicants without any rider and on proper verification and identification.

With the above direction, the Interlocutory Application is disposed of.

JUDGE

Comparing Assistant