

GAHC010079172023



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

I.A.(Civil)/585/2024

ORIENTAL INSURANCE COMPANY LTD.  
A COMPANY REGISTERED AND INCORPORATED UNDER THE COMPANIES  
ACT  
1956 HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE  
A25/27 ASAF ALI ROAD  
NEW DELHI 2 WITH ONE ITS REGIONAL OFFICE AT GS ROAD  
ULUBARI  
GUWAHATI 7  
REPRESENTED BY ITS REGIONAL MANAGER

VERSUS

GAHAR MULLAH AND 2 ORS.  
S/O LATE JABED MULLAH  
RESIDENT OF VILLAGE SAKIRVITA  
PO KAYAKUCHI  
PS BARPETA  
MOUZA BETHARI  
DIST BARPETA  
ASSAM

2:MD. BADSHA BHUYAN  
S/O MD. AZIZ BHUYAN  
RESIDENT OF VILLAGE SAKIRVITA  
PO KAYAKUCHI  
PS BARPETA  
MOUZA BETHARI  
DIST BARPETA  
ASSAM  
3:MD. FULCHAND ALI  
S/O MAZID ALI

RESIDENT OF VILLAGE SAKIRVITA  
PO KAYAKUCHI  
PS BARPETA  
MOUZA BETHARI  
DIST BARPETA  
ASSAM

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Advocate for : MR. R C PAUL  
Advocate for : appearing for GAHAR MULLAH AND 2 ORS.

**BEFORE**  
**HONOURABLE MRS. JUSTICE MALASRI NANDI**

**ORDER**

**Date : 06.05.2024**

Heard Mr. S.K.Goswami, learned counsel appearing on behalf of the applicant/ appellant.

By this interlocutory application filed under Order 41 Rule 5 r/w Section 151 of the CPC, the applicant has prayed for stay/ operation against the impugned Judgment and order, dated 10.03.2023 passed by this court in MAC Appeal No. 401/2017.

Having heard the learned counsel for the applicant and on perusal of the grounds stated in the application, this court is inclined to stay the operation of the impugned Judgment and order, dated 10.03.2023 passed by this court in MAC Appeal No. 401/2017 subject to payment of the balance amount of the original award by the tribunal.

The interlocutory application stands disposed of.

**JUDGE**

**Comparing Assistant**