

GAHC010044192024



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

Case No. : I.A.(Civil)/659/2024

UNITED INDIA INSURANCE COMPANY LTD.
HAVING ITS REGISTERED OFFICE AND HEAD OFFICE AT 24
WHITED ROAD
CHENNAI AND ITS REGIONAL OFFICE AT G.S. ROAD
DIST.- DISPUR
GUWAHATI.

VERSUS

MAMATA BARUAH AND 3 ORS.
W/O SRI SADHAN BARUAH
VILL.- SANTOSHI MANDIR COLONY UDAYPUR
WARD NO. 2
P.O.- MARIANI
P.S.- MARIANI
DIST.- JORHAT
ASSAM
PIN- 785634.

2:BABY BARUAH
D/O SRI SADHAN BARUAH

VILL.- SANTOSHI MANDIR COLONY UDAYPUR
WARD NO. 2
P.O.- MARIANI
P.S.- MARIANI
DIST.- JORHAT
ASSAM
PIN- 785634.

3:WAHIDA BEGUM
W/O AKBOR ALI

VILL.- DEBERAPAR GAON

P.O.- GOHAINBARI
P.S.- MARIANI
DIST.- JORHAT
ASSAM
PIN- 785635.
4:INTAZ ALI
S/O LATE MOBARAK ALI

VILL.- DEBERAPAR GAON
P.O.- GOHAINBARI
P.S.- MARIANI
DIST.- JORHAT
ASSAM
PIN- 785635.

Advocate for : MR. R GOSWAMI
Advocate for : appearing for MAMATA BARUAH AND 3 ORS.

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 04-03-2024

Heard Ms. P. Borthakur, learned counsel for the applicant/appellant.

This is an application under Order XLI Rule V of the Code of Civil Procedure, 1908 praying for stay of the operation of the impugned judgment and award dated 10.01.2024 passed by the learned Member, MACT No. 2, Kamrup(M), Assam in MAC Case no. 1260/2020.

Since the connected appeal has already been admitted for hearing, the operation of the impugned judgment and award dated 10.01.2024 passed by the learned Member, MACT No. 2, Kamrup (M), Assam in MAC Case no. 1260/2020 shall remain stayed on the condition that the applicant deposit 50 % of the total awarded amount before the Registry of this Court within a period of four weeks from today.

On such deposit being made by the applicant, the respondent/claimant shall be allowed to withdraw the same on proper verification and identification by their learned counsel.

With the above, this IA stands disposed of.

JUDGE

Comparing Assistant