

GAHC010034692024



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

Case No : I.A.(Civil)/735/2024

ORIENTAL INSURANCE COMPANY LTD
A CENTRAL GOVT. UNDERTAKING HAVING ITS REGIONAL
OFFICE AT GUWAHATI
GS ROAD
ULUBARI
GUWAHATI 781007 REPRESENTED BY THE DEPUTY MANAGER
GAUHATI REGIONAL OFFICE
ULUBARI
GUWAHATI 781007

VERSUS

ATABULLA DILOWAR @ DILBAR AND 2 ORS
S/O WAHAB ALI
RESIDENT OF VILLAGE SONARIBALI
PO AND PS SAMAGURI
DIST NAGAON
ASSAM 782140 PRESENT ADDRESS MACHKHUWA
GUWAHATI PO PANBAZAR
DIST KAMRUP M ASSAM 781001

2:SRI KHAGESH CH. DEKA
S/O LATE DIJENDRA NATH DEKA
RESIDENT OF VILLAGE KETEKIBARI
PO KETEKIBARI
PS TEZPUR (SADAR) DIST SONITPUR
ASSAM 784154
3:SRI RATUL KAKATI
S/O SRI SURENDRA NATH KAKATI

RESIDENT OF VILLAGE TELIA BEBEJIA
PO TELIE BEBEJIA
PS JURIYA
DIST NAGAON
ASSAM 782124

Advocate for : MS. R D MOZUMDAR
Advocate for : appearing for ATABULLA DILOWAR @ DILBAR AND
2 ORS

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 13.03.2024

Heard Mr.S.P. Sharma, learned counsel for the appellant and Mr. A.G. Choudhury, learned counsel for the respondent No.1/claimant.

This is an application praying for stay of the operation of the impugned judgment and award dated 20/11/2023 passed by the learned Member, Motor Accident Claims Tribunal, No.3, Kamrup (M) in MAC Case No.1679/2019.

Since the connected appeal has already been admitted, operation of the impugned judgment and award dated 20/11/2023 passed by the learned Member, Motor Accident Claims Tribunal, No.3, Kamrup (M) in MAC Case No.1679/2019 shall remain stayed on the condition that the appellant deposit 50% of the total awarded amount before the Registry of this Court within 4(four) weeks from today. On such deposit being made, the respondent/claimant shall be allowed to withdraw the same on

proper verification and identification made by their counsel.

With the above, the I.A stands disposed of.

JUDGE

Comparing Assistant