

GAHC010048052020



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

Case No. : I.A.(Civil)/969/2020

UNITED INDIA INSURANCE CO LTD
HAVING ITS REGISTERED OFFICE AT WHITES ROAD, CHENNAI AND ONE
OF THE REGIONAL OFFICES KNOWN AS GUWAHATI REGIONAL OFFICE,
G.S. ROAD, BHANGAGARH, GUWAHATI-5, ASSAM.

VERSUS

SMT SALO KARMAKAR and 7 ORS
W/O LATE LAKHIRAM KARMAKAR, PERMANENT R/O. VILL. HEZEL BANK
TEA ESTATE, KADAMANI, P.S. LAHOWAL, DIST. DIBRUGARH (ASSAM),
PRESENTLY RESIDING AT BANGAON, BELTOLA, GHY-28, ASSAM

2:SUJIT KARMAKAR
S/O LATE LAKHIRAM KARMAKAR
PERMANENT R/O. VILL. HEZEL BANK TEA ESTATE
KADAMANI
P.S. LAHOWAL
DIST. DIBRUGARH (ASSAM)
PRESENTLY RESIDING AT BANGAON
BELTOLA
GHY-28
ASSAM

3:SANJOY KARMAKAR

S/O LATE LAKHIRAM KARMAKAR
PERMANENT R/O. VILL. HEZEL BANK TEA ESTATE
KADAMANI
P.S. LAHOWAL
DIST. DIBRUGARH (ASSAM)
PRESENTLY RESIDING AT BANGAON
BELTOLA

GHY-28
ASSAM

4:AJAY KARMAKAR

S/O LATE LAKHIRAM KARMAKAR
PERMANENT R/O. VILL. HEZEL BANK TEA ESTATE
KADAMANI
P.S. LAHOWAL
DIST. DIBRUGARH (ASSAM)
PRESENTLY RESIDING AT BANGAON
BELTOLA
GHY-28
ASSAM

5:BIJOY KARMAKAR

S/O LATE LAKHIRAM KARMAKAR
PERMANENT R/O VILL. HEZEL BANK TEA ESTATE
KADAMANI
P.S. LAHOWAL
DIST. DIBRUGARH ASSAM
PRESENTLY RESIDING AT BANGAON
BELTOLA
GUWAHATI 781028
ASSAM.

6:KIRAN MAYEE GOGOI

W/O MR. UMA KT. GOGOI
R/O VILL. KHANIHAR
P.S. LAHOWAL
DIST. DIBRUGARH
ASSAM.

7:DIGANTA MURAH

S/O LATE SUKRA MURAH
R/O VILL. KADAMANI
P.S. LAHOWAL
DIST. DIBRUGARH
ASSAM.

8:JAMUNA PD. SAHU

S/O M. SAHU
R/O VILL. LOHARPATTY
PANCH ALI

P.S. DIBRUGARH
DIST. DIBRUGARH
ASSAM

Advocate for the Petitioner : MR. R K BHATRA

Advocate for the Respondent : MR. S K TALUKDAR

BEFORE
HONOURABLE MR. JUSTICE K. SEMA

ORDER

Date : 01.05.2024

Heard Ms. P. Hujuri, learned counsel for the applicant and Ms. S. Bakth, learned counsel for the claimant/opposite party.

In terms of the office note dated 09.03.2018 stating that the respondent No. 6 had expired, this court by the order dated 13.03.2018 had allowed the learned counsel for the appellant/insurance company to bring the legal heirs of the respondent No.6 on the court.

The present application has been filed for dispensing with the substitution of the legal heirs of the respondent No.6 on the ground that despite the efforts made by the applicant/insurance company the legal heirs of the respondent No.6 has not been found/traced.

The learned counsel for the claimant/opposite party has no objection in dispensing with the substitution of the legal heirs of the respondent No.6.

In view of the submissions made by the learned counsel for the parties, the substitution of the legal heirs of the respondent

No.6, i.e., the owner of the vehicle No. ASW-0826 (Truck) is dispensed.

The application accordingly stands disposed.

JUDGE

Comparing Assistant