

GAHC010121522023



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

Case No. : I.A.(Civil)/1585/2023

SMTI GANGA CHETRY AND 2 ORS.
W/O LATE GAHIN CHETRY, R/O BOKAKHAT HOSPITAL ROAD, WARD NO. 1,
BOKAKHAT TOWN, P.O.-BOKAKHAT, P.S.-BOKAKHAT, DIST-GOLAGHAT
(ASSAM), PIN-785612

2: SMTI ISHA KOUSHIK
D/O LATE GAHIN CHETRY
R/O BOKAKHAT HOSPITAL ROAD
WARD NO. 1
BOKAKHAT TOWN
P.O.-BOKAKHAT
P.S.-BOKAKHAT
DIST-GOLAGHAT (ASSAM)
PIN-785612 (BEING MINOR IS REPRESENTED BY HER LEGAL
GUARDIAN/MOTHER
I.E. APPLICANT NO. 1)

3: SMTI TANKAMAYA CHETRY
W/O LATE DHANBAHADUR CHETRY
R/O BOKAKHAT HOSPITAL ROAD
WARD NO. 1
BOKAKHAT TOWN
P.O.-BOKAKHAT
P.S.-BOKAKHAT
DIST-GOLAGHAT (ASSAM)
PIN-78561

VERSUS

ORIENTAL INSURANCE COMPANY LIMITED
A COMPANY REGISTERED AND INCORPORATED UNDER THE COMPANIES
ACT, 1956 HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE, A 25/27
ASAF ALI ROAD, NEW DELHI WITH ONE OF ITS REGIONAL OFFICE AT G.S.
ROAD, ULUBARI, GUWAHATI, DIST- KAMRUP (M), ASSAM, PIN-781007,

REPRESENTED BY ITS REGIONAL MANAGER

Advocate for the Petitioner : MR. M DUTTA

Advocate for the Respondent : MR. R C PAUL

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

Date : 03.01.2024

Heard Mr. M. Dutta, learned counsel for the applicants and Mr. R.C.Paul, learned counsel for the opposite party.

The learned counsel for the applicants submits that this interlocutory application has been filed by the applicant with a direction to the insurance company to deposit the compensation amount along with interest @ 9 % per annum to the claimants before the Registry of this Court.

The learned counsel for the applicants submits that it has come to his knowledge that the insurance company has deposited the awarded amount along with interest to the Registry of this Court vide Cheque No.004276 dated 07.06.2023 of Rs.27,35,162/- and as such, the matter be disposed of with liberty to the applicant No.1 (a), Smti Ganga Chetry who is the wife of the deceased to withdraw the aforesaid amount and who in turn shall deposit the share of the respondent No. 1 (c) Smti Tankamaya Chetry , who is the mother of the deceased, in Account payee cheque and after calculation, 30% be deposited as Fixed Deposit in favour of the respondent No. 1(b) who is the minor daughter of the deceased.

The I.A. is disposed of accordingly.

JUDGE

Comparing Assistant