

GAHC010162552024



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

Case No. : I.A.(Civil)/2428/2024

THE ORIENTAL INSURANCE CO. LTD.
A COMPANY REGISTERED UNDER THE COMPANIES ACT
1956
REP. BY ITS REGIONAL MANAGER
ULUBARI
GUWAHATI- 7
DIST.- KAMRUP (M)
ASSAM.

VERSUS

SURESH @ SURASH MAHALI AND 2 ORS.
S/O SAMIA @ SONIA MAHALI
R/O DHEKIAJULI
NEPALIGAON
P.S.- DHEKIAJULI
SONITPUR.

2:ASHOK KUMAR BORAH
C/O DEVI PRASAD BORAH

R/O MORNOIGURI KALABARI
P.S.- GOHPUR
SONITPUR.

3:JITU TALUKDAR
S/O BHABESH TALUKDAR

R/O BARKURA
P.O.- BALIKORIA
P.S.- NALBARI
DIST.- NALBARI
ASSAM.

Advocate for : MR. S K GOSWAMI
Advocate for : appearing for SURESH @ SURASH MAHALI AND 2 ORS.

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN**

ORDER

Date : 16.08.2024

Heard Mr. S.K. Goswami, learned counsel for the applicant.

2. This interlocutory application, under Section 173 of the Motor Vehicles Act, 1988, is preferred by the applicant, Oriental Insurance Company Ltd., for staying the operation of the judgment and award dated 07.06.2024, passed by the learned Member, Motor Accident Claims Tribunal, Kamrup(M), Guwahati, in M.A.C. Case No. 587/2018.

3 It appears that the connected appeal has already been admitted and the record has also been called for from the learned Tribunal.

4. Mr. Goswami submits that the applicant is willing to deposit a sum of Rs. 20,00,000/-.

5. Accordingly, it is provided that the applicant shall deposit a sum of Rs. 20,00,000/- before the Registry of this Court within a period of four weeks from today.

6. In view of the above, this interlocutory application is allowed and the operation of the judgment and award dated 07.06.2024 stands stayed.

7. In terms of above, this application stands disposed of.

JUDGE

Comparing Assistant