

GAHC010193072024



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

Case No. : I.A.(Civil)/2937/2024 in MACApp./500/2024

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

VERSUS

CHILA JAYCHOWAL @ SHILA JAISWAL AND 4 ORS
W/O. SRI HARI CHARAN JAYCHOWAL @ JAISWAL

2:SRI HARI CHARAN JAYCHOWAL @ JAISWAL
S/O. LATE LAKSHMAN JAISWAL @ JAISWAL

3:SRI DHEERAJ JAISWAL
SRI HARI CHARAN JAYCHOWAL @ JAISWAL

4:SMTI SANDHYA JAISWAL
SRI HARI CHARAN JAYCHOWAL @ JAISWAL.
ALL ARE RESIDENT OF - R/O. PALTAN BAZAR NEAR JEWEL STAR CLUB
P/S. PALTAN BAZAR
G.S. ROAD
DIST. KAMRUP(M)
ASSAM
PIN-781001

5:SRI BHUPEN PATOWARY
S/O. LATE RADHA RAM PATOWARY
R/O. SURAJ NAGAR
BARNALI PATH
H/NO. 03
P/S. SATGAON

DIST. KAMRUP(M)
ASSAM
PIN-781027

Advocate for : MR. R GOSWAMI
Advocate for : appearing for CHILA JAYCHOWAL @ SHILA JAISWAL AND 4 ORS

**BEFORE
HON'BLE MR. JUSTICE ROBIN PHUKAN**

ORDER

20.09.2024

Heard Mr. R. Goswami, learned counsel for the applicant.

This interlocutory application under Order XLI Rule 5 of the Code of Civil Procedure, 1908 is preferred by the applicant, United India Insurance Company Ltd., for staying the operation of the impugned judgment and award dated 27.05.2024, passed by the learned Member, Motor Accident Claims Tribunal No.2, Kamrup(M), Guwahati, in MAC Case No.780/2020.

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

Accordingly, this interlocutory application is allowed and the operation of the judgment and award dated 27.05.2024 stands stayed, subject to depositing of 50% of the awarded amount by the applicant before the Registry of this Court within a period of three weeks from today.

In terms of above, this application stands disposed of.

**Sd/- Robin Phukan
JUDGE**

Comparing Assistant