

GAHC010204522024



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

Case : I.A.(Civil)/3171/2024

ANUWARA BEGUM
W/O MD. TAMIZ UDDIN
R/O VILL. MAGURMARI
P.O. DHING
P.S. DHING
DIST. NAGAON
ASSAM.

2: MUSTT. REJIA KHATUN

W/O MD. ABDUL MOZID FORAJI
R/O KANDHULIMARI NO. 2
P.S. DHING
DIST. NAGAON
ASSAM.
VERSUS

ORIENTAL INSURANCE CO LTD and 2 ORS
BASISTHA CHARIALI BRANCH
GUWAHATI-28 INSURER OF VEHICLE NO. NL 05/D-5895 TRUCK

2:DILBAG SINGH

S/O AJIT SINGH
R/O LALMATI
BELTOLA
GUWAHATI
ASSAM. TEMPORARY ADDRESS NOKHA TOWN
NAGALAND
OWNER OF THE VEHICLE NO. NL-05/D-5895 TRUCK

3:KRISHNA RIJAL
S/O BABUHAN RIJOL

R/O TAKGLATUBI
P.S. SAKMA
IMPHAL
WEST MANIPUR
MANIPUR.

Advocate for : MR. R C DAS

Advocate for : MR. R C PAUL appearing for ORIENTAL INSURANCE CO LTD and
2 ORS

BEFORE
HONOURABLE MR. JUSTICE K. SEMA

ORDER

Date : 06.11. 2024

Heard Mr. R.C. Das, learned counsel for the applicant and Mr. A.R. Das, learned counsel, appearing on behalf of Mr. R.C. Paul, learned counsel for the respondent No. 3.

By order dated 13.03.2023 passed by this Court in MAC Appeal No. 110/2017, it was ordered that the names of the respondent Nos. 2 and 3 be stuck off from the memo of the appeal.

Mr. R.C. Das, learned counsel however by filing the present application submits that the participation of respondent Nos. 2 and 3 is necessary for the disposal of the appeal and therefore, the order dated 13.03.2023 passed in the appeal may be recalled. The learned counsel for the opposite party has no objection.

In view of the submission made by the learned counsel for the parties, the order dated 13.03.2023 passed in MAC Appeal No. 110/2017 in so far as it relates to the striking of the names of the respondent Nos. 2 and 3 is recalled and the respondent Nos. 2 and 3 are allowed to contest the appeal as party respondent.

The I.A stands disposed of.

JUDGE

Comparing Assistant