

GAHC010266772023



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

Case No. : I.A.(Civil)/3494/2023

MINU DUTTA AND 3 ORS.
W/O LATE LAKHI NATH DUTTA,
S/O LATE BINOD BIHARI CHANDA,
RESIDENT OF SANTAK TEA ESTATE, PO SANTAK, PS BIHUBOR, DIST
SIVASAGAR, ASSAM

2: MISS GORIMA DUTTA
D/O LATE PRANAB JYOTI DUTTA
RESIDENT OF SANTAK TEA ESTATE
PO SANTAK
PS BIHUBOR
DIST SIVASAGAR ASSAM. BEING MINOR REPRESENTED BY APPLICANT
NO.

VERSUS

ORIENTAL INSURANCE COMPANY LTD. AND 2 ORS.
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE A-25/27, ASAF ALI
ROAD, NEW DELHI 110002, AND REGIONAL OFFICE AT GUWAHATI 7,
REPRESENTED BY THE REGIONAL MANAGER.

2:SRI ANIL KUMAR GOGOI
S/O LATE SUREN GOGOI
RESIDENT OF CHOWKIDINGNEE CHARIALI
PO
PS AND DIST DIBRUGARH
ASSAM

3:SRI MONBOR BORO
S/O LATE MADHAB BORO
RESIDENT OF NO. 2 AMARGURI KUSHTOLI
PS LAHORIGHAT
DIST MORIGAON
ASSA

Advocate for the Petitioner : MR. R DEV

Advocate for the Respondent : MR S DUTTA

**BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA**

ORDER

Date : 08-01-2024

Heard Mr. R. Dev, learned counsel for the applicant. Also heard Mr. K. Upamanyu, the learned counsel appearing for the Insurance Company.

In the connected MAC Appeal No. 179/2020 the Insurance Company has deposited 50% of the awarded amount i.e. Rs.8,40,000/- (Rupees Eight Lakhs and forty thousand) only in the Registry of this Court and the present application has been filed praying for permission to withdraw the said amount of Rs.8,40,000/- (Rupees Eight Lakhs and forty thousand) only by the claimants.

The learned counsel for the Insurance Company has submitted that the Insurance Company has no objection if the prayer is allowed.

Accordingly prayer for withdrawal of Rs.8,40,000/- (Rupees Eight Lakhs and forty thousand) only is allowed.

The Registry shall disburse Rs.8,40,000/- (Rupees Eight Lakhs and forty thousand) only in favour of the claimant applicant Nos. 1 and 2 without any rivals.

I.A stands disposed of.

JUDGE

Comparing Assistant