

GAHC010295602023



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

Case No. : I.A.(Civil)/2512/2024 in MACApp./418/2024

ORIENTAL INSURANCE CO LTD
HAVING ITS REGISTERED OFFICE AT ORIENTAL HOUSE
1-25/27
ASAF ALI ROAD
NEW DELHI 110002
AND REGIONAL OFFICE AT GUWAHATI- 7
REP. BY THE REGIONAL MANAGER.

VERSUS

BAYJANTI HAJAM AND 2 ORS (B)
W/O BABUL HAJAM
VILL.- GOHAINBARI CHAKIAN
P.O.- GOHAINBARI
P.S.- MARIANI
DIST.- JORHAT
ASSAM
PIN- 785635.

Advocate for : MS. M CHOUDHURY
Advocate for : appearing for BAYJANTI HAJAM AND 2 ORS (B)

BEFORE
HON'BLE MR. JUSTICE ROBIN PHUKAN

ORDER

22.10.2024

Heard Ms. M. Choudhury, learned counsel for the applicant. Also heard Mr. D.

Choudhury, learned counsel for the respondent Nos.1 and 2 and Mr. K.R. Bora, learned counsel for the respondent No.3.

This interlocutory application is preferred by the applicant, Oriental Insurance Co. Ltd., for staying the operation of the impugned judgment and award dated 25.07.2022, passed by the learned Member, Motor Accident Claims Tribunal No.1, Kamrup(M), Assam, in MAC Case No.835/2017.

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 25.07.2022 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 and subject to furnishing of an indemnity bond, the respondent Nos.1 and 2 are allowed to withdraw the aforesaid 50% of the awarded amount on filing a petition before the Registry of this Court.

In terms of above, this application stands disposed of.

Sd/- Robin Phukan
JUDGE

Comparing Assistant