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

Case No. : I.A.(Civil)/1436/2025

NATIONAL INSURANCE COMPANY LIMITED
HAVING ITS REGISTERED OFFICE AND HEAD OFFICE AT 3, MIDDLETON STREET, KOLKATA AND ITS REGIONAL OFFICE AT BANGAGARH, G.S. ROAD, GUWAHATI-781005 REP BY THE CHIEF REGIONAL MANAGER, GUWAHATI REGIONAL OFFICE, GUWAHATI, ASSAM

VERSUS

GOLAPI DEVI AND 5 OTHERS
W/O. LT. SISHIR CHANDRA CHAKRABORTY

2:SAMPOORNA BHARDWAJ @ CHAMPURNA BHARDWAJ
D/O. LT. PAPA BHATTACHARJEE

3:SANGINI BHARDWAJ
D/O. LT. PAPA BHATTACHARJEE
RESPONDENT NO. 3 BEING MINOR WAS REP. BY THE RESPONDENT NO. 1
ALL ARE R/O. KHEKSIALY
P/O. DEBOTTAR HASDAHA (VIA-GOLAKGANJ)
DIST. DHUBRI
ASSAM
PIN-783334.

4:PRANJAL OJAH
S/O. SRI JATINDRA NATH OJAH
R/O. H/NO. 3
LICHUBARI PATH
SIX-MILE
KHANAPARA
GUWAHATI
DIST. KAMRUP (M)
ASSAM
PIN-781022.

5:AMIT KALITA
S/O. SRI BADAN KALITA
R/O. VILL.- PATHALIKUCHI

P/O. DWARKUCHI
P/S. PAMULPUR
DIST. BAKSA
ASSAM
PIN-781367.

6:THE ORIENTAL INSURANCE COMPANY LTD.
REP. BY THE DIVISIONAL MANAGER
BONGAIGAON DIVISION
CHAPAGURI ROAD
BONGAIGAON
ASSAM
PIN-783380

Advocate for the Petitioner : MR T KALITA, MR. A KAKATI

Advocate for the Respondent : MR SISHIR DUTTA (R-6), R DEB(R-4,5),M. BORUAH(R-4,5),MR. S CHAUHAN (R-4,5),S K BEGUM(R-6),MS. M CHOUDHURY(R-6)

Linked Case : RP(FAM.CT.)/0/0

NATIONAL INSURANCE COMPANY LIMITED
REP BY THE CHIEF REGIONAL MANAGER
GUWAHATI REGIONAL OFFICE
GUWAHATI
ASSAM

VERSUS

SMT DR GOLAPI DEVI
DHUBRI
ASSAM

2:SAMPOORNA BHARDWAJ ALIAS CHAMPURNA BHARDWAJ
DHUBRI
ASSAM

3:SANGINI BHARDWAJ
DHUBRI
ASSAM

4:PRANJAL OJAH
KAMRUP METRO

ASSAM

5:AMIT KALITA
BAKSA
ASSAM

6:THE ORIENTAL INSURANCE COMPANY LIMITED
REP BY THE DIVISIONAL MANAGER
BONGAIGAON
ASSAM

Advocate for : Tridib Kalita
Advocate for : appearing for SMT DR GOLAPI DEVI

Linked Case : I.A.(Civil)/3490/2025

SAMPOORNA BHARADWAJ ALIAS CHAMPURNA BHARADWAJ
D/O- LATE BARNALI BHATTACHARJEE
ALL ARE RESIDENT OF KHEKSIALY
PO DEBOTTAR HASDAHA VIA GOLAKGANJ
DIST DHUBRI
ASSAM
PIN- M783334

2: MISS SANGINI BHARADWAJ
D/O- LATE BARNALI BHATTACHARJEE
ALL ARE RESIDENT OF KHEKSIALY
PO DEBOTTAR HASDAHA VIA GOLAKGANJ
DIST DHUBRI
ASSAM
PIN- M783334
VERSUS

NATIONAL INSURANCE COMPANY LIMITED
HAVING ITS REGISTERED OFFIVCE AND HEAD OFFICE AT 3
MIDDLETON STREET
KOLKATA AND ITS RGIONAL OFFICE AT BHANGAGARH
GS ROAD
GHY-781005
REP BY CHIEF REGIONAL MANAGER
GUWAHATI
REGIONAL OFFICE

Advocate for : MS. C BARMAN
Advocate for : MR. T KALITA appearing for NATIONAL INSURANCE COMPANY

LIMITED

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date - 15.07.2026

1. Heard Mr. A. Kakoti, the learned counsel for the applicant. Also heard Mr. C. Baruah, the learned counsel for the respondent Nos. 2 and 3 as well as Ms. M. Choudhury, the learned counsel for the respondent No.6.

2. This application under Section 5 of the Limitation Act, 1963 has been preferred by the National Insurance Company Limited praying for condoning the delay of 178 days in filing the connected MAC Appeal, whereby the judgment and award dated 05.07.2024 passed in MAC Case No. 88/2026 by the Motor Accident Claims Tribunal, Bongaigaon has been impugned.

3. The learned counsel for the applicant has submitted that the reasons for delay has been mentioned in paragraph Nos. 3 to 10 in the instant Interlocutory Application.

4. The learned counsel for the respondents have submitted that they do not have any objection if the delay is condoned in this case.

5. I have gone through the reasons stated in the instant Interlocutory Application by the applicant for approaching this Court belatedly in filing the connected Appeal.

6. The said reasons has been regarded as sufficient which prevented the application from filing the connected appeal within the prescribed period of limitation, as such delay of 178 days in preferring the connected appeal is, hereby, condoned and this Interlocutory Application is allowed.

7. The Registry shall register the connected MAC Appeal and list the same for admission on 17.08.2026.

JUDGE

Comparing Assistant