

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.1828 of 2016

In
Civil Writ Jurisdiction Case No.8989 of 2016

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Sabita Devi w/o Late Shiv Narayan Singh, resident of village + P.O. Gokhula
via Deoriya, District Mazaffarpur

... .. Appellant/s

Versus

1. The National Insurance Company Ltd. its Head office at 3, Middlenton Street, Kolkatta- 770071 through its Chief Managing Director
2. The Regional Manager, National Insurance Company Ltd. Regional Officer at Sone Bhawan, 4th Floor, Birchand Patel Marg, R- Block, Patna 800001
3. Senior Divisional Manager, National Insurance Company Ltd, Divisional Office at P and T chowk, Gaushala Road, Ramna, District Muzaffarpur
4. Branch Manager, National Insurance Company Ltd. Branch Office at Bunni Market Kalyani Chowk, District and town Muzaffarpur

... .. Respondent/s

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Appearance :

For the Appellant/s	:	Mrs Archana Shahi
		Mr. Alok Kumar @ Alok Kr Shahi
For the Respondent/s	:	Mr.

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

3 13-12-2017 Delay of 35 days in preferring the appeal is condoned. I.A.
No.7805 of 2016 is allowed. Matter is taken up on merits
thereafter.

Dismissal of the writ application by giving leeway and
recourse to the appellant to seek alternative remedy in the form
provided in a disputed claim cannot be said to be an erroneous
order, which is required to be interfered with. Appeal has no
merit. Appeal is dismissed.



The observation made by the learned Single Judge with regard to remedy can still be available to the appellant.

(Ajay Kumar Tripathi, J)

(Rajeev Ranjan Prasad, J)

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