

GAHC010145692025



2026:GAU-AS:3351

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

Case No. : I.A.(Civil)/2175/2025

THE NATIONAL INSURANCE COMPANY LTD
HAVING ITS REGISTERED OFFICE AT 3 MIDDLETON STREET,
KOLKATA 700071 AND REGIONAL OFFICE AT G.S. ROAD, BHANGAGHAR,
GUWAHATI-5, REP. BY ITS REGIONAL MANAGER, REGIONAL OFFICE,
GUWAHATI, ASSAM

VERSUS

DR NARENDRA KUMAR JAIN
S/O. LT. KESHRIMAL JAIN, R/O. BAGICHA ALI, TOWN, P/O. AND P/S.
GOLAGHAT, DIST. GOLAGHAT, ASSAM

2:SARDA REALITY INDIA LTD
455 DIAMOND HARBOUR ROAD KO

3:SRI BIJU BORA
S/O. MAGHIRAM BORA R/O. PANIHATI GAON DIST. JORHAT ASS

4:THE BRANCH MANAGER
ICIC LOMBARD GENERAL INSURANCE CO. LTD. ICIC LOMBARD HOUSE
414 VEER SAVASKAR MARG NEAR SIDDHI VINAYAK TEMPLE PRABHADEVI
MUMBAI

5:GOLAGHAT NURSING HOME PROPRIETOR
SHRI CHANDAN KR BORTHAKUR R/O. CHANDMARI GOLAGHAT TOWN
P/O. AND P/S. GOLAGHAT DIST. GOLAGHAT ASSA

6:MANAB BORA
S/O. SHRI SIDHESWAR BORA R/O. MAHANIAL GAON P/O. MISSAMORA
P/S. DERGOAN DIST. GOLAGHAT ASS

Advocate for the Petitioner : MR. P J BARMAN,

Advocate for the Respondent : ,

Linked Case : MACApp./33/2026

THE NATIONAL INSURANCE COMPANY LTD
HAVING ITS REGISTERED OFFICE AT 3 MIDDLETON STREET
KOLKATA-700071 AND REGIONAL OFFICE AT G.S. ROAD
BHANGAGARH
GUWAHATI-S
REPRESENTED BY ITS REGIONAL MANAGER
REGIONAL OFFICE
GUWAHATI

VERSUS

DR NARENDRA KUMAR JAIN AND ORS
S/O. LT. KESHRIMAL JAIN
R/O. BAGICHA ALI
GOLAGHAT TOWN
P.O. AND P.S.- GOLAGHAT
DIST. GOLAGHAT
ASSAM

2:SARDA REALITY INDIA LTD
455 DIAMOND HARBOUR ROAD
KOLKATA. (OWNER OF THE VEHICLE NO. WB-42-S- 7073 FLATA SUMO)
AND OPPOSITE PARTY NO. 1 IN MAC CASE NO. 4212013)

3:BIJU BORA
S/O. MAGHIRAM BORA
R/O. PANIHATIGAON
DIDT. JORHAL ASSAM. (DRIVER OF THE VEHICLE NO. WB-42-S-7073 FL-
ATA SUMO) AND OPPOSITE PARTY NO. 2 IN MAC CASE NO. 4212013)

4:THE BRANCH MANAGER
ICIC LOMBARD GENERAL INSURANCE CO. LTD.
ICIG LOMBARD HOUSE
414 VEER SAVASKAR MARG
NEAR SIDDHI VINAYAK TEMPLE
PRABHADEVI
MUMBAI. (INSURER OF THE VEHICLE NO. WB-42-S- 7073 (TATA SUMO)
AND OPPOSITE PARTY NO. 3 IN MAC CASE NO. 4212013)

5:GOLAGHAT NURSING HOME
PROPRIETOR
SHRI CHANDAN KR. BORTHAKUR
R/O. CHANDMARI
GOLAGHAT TOWN
P.O. AND P.S GOLAGHAT
DIST. GOLAGHAT
ASSAM. (OWNER OF THE VEHICLE NO. 45-05-0979 (MARUU VAN) AND OPP.
PARTY NO. 4 IN MAC CASE NO. 42L20T3)

6:MANAB BORA
S/O
SHRI SIDHES WAR BORA
R/O. MAHANIAL GAON
P.O. MISSAMORA
P.S. DERGAON
DISTRICT - GOLAGHAT
ASSAM

Advocate for : MR PRANABJYOTI BARMAN
Advocate for : MR J LOTHAN appearing for DR NARENDRA KUMAR JAIN AND
ORS

B E F O R E
HON'BLE MR. JUSTICE SANJEEV KUMAR SHARMA

ORDER

06.03.2026

Heard the learned counsel for the applicant/appellant National Insurance Company.

This I.A has been preferred seeking stay of the impugned judgment & award dated 13.11.2024 passed by the Motor Accident Claim Tribunal, Golaghat in MAC Case No. 42/2013 awarding a sum of Rs. 32,26,424/- at the ratio of 50:50 together with 9% interest per annum from the date of filing of claim

petition till payment.

It is submitted that the appellant Insurance Company is ready to deposit 50% of each share of the award.

Having regard to the above, the appellant is directed to deposit 50% of each share of the award, within a period of 4 (four) weeks from today. The impugned judgment & award shall remain stayed subject to deposit of the aforesaid amount within the aforesaid period.

The I.A. stands disposed of accordingly.

JUDGE

Comparing Assistant