

GAHC010269382023



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

I.A.(Civil)/3566/2023

UNIVERSAL SOMPO GENERAL INSURANCE COMPANY LTD.
HAVING ITS REGISTERED AND CORPORATE OFFICE AT UNIT 401 4TH
FLOOR
SANGRAM COMPLEX
117-ANDHERI KURLA ROAD
ANDHERI(EAST) MUMBAI 400059 HAVING ITS BRANCH AT ADAM PLAZA
1ST FLOOR
COMM-B
GS ROAD
GUWAHATI 781005

VERSUS

MAZEDA KHATUN AND 5 ORS
W/O LATE IDRIS ALI

RESIDENT OF VILLAGE BONDUR ALI
PO LOWPANI
PS KOCHUA
DIST NAGAON
ASSAM 782426

2:MISS RAZMINA KHATUN
D/O LATE IDRIS ALI

RESIDENT OF VILLAGE BONDUR ALI
PO LOWPANI
PS KOCHUA
DIST NAGAON
ASSAM 782426

3:ZAKIRA ALAM
S/O LATE IDRIS ALI

RESIDENT OF VILLAGE BONDUR ALI
PO LOWPANI
PS KOCHUA
DIST NAGAON
ASSAM 782426

4:SMTI SALEMA
W/O LATE NURUL HAQUE

RESIDENT OF VILLAGE BONDUR ALI
PO LOWPANI
PS KOCHUA
DIST NAGAON
ASSAM 782426

5:GAMMON INDIA LTD.
GAMMON HOUSE
VEER SAVARKAR PRABHADEVI
MUMBAI
MAHARASHTRA
400025.

6:SRI SANJAY DAS

S/O SRI RAMESH DAS

RESIDENT OF VILLAGE PATHSALA
PO PATROKUCHI
DIST BARPETA
ASSAM 781326

Advocate for : MR. R GOSWAMI
Advocate for : DEEPSHIKHA KALITA (R-1) appearing for MAZEDA KHATUN
AND 5 ORS

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 04.02.2026

1. Heard learned Counsel Ms. P. Borthakur for the applicant insurance company and learned counsel Mr. R.Goswami for opposite party No.1.

2. An affidavit relating service of notice through paper publication to opposite party No. 3 in connection with I.A. (Civil)/377/2024 and opposite party No. 6 in connection with I.A. (Civil)/3566/2023 is on record.
3. These interlocutory applications under Section 5 of the Limitation Act 1963 have been filed for condonation of delay of 56 days in filing the connected Appeal in connection with MAC Case No. 32/2014 and MAC Case No. 33/2014 respectively against the Judgment and Award dated 17.05.2023 passed by the learned Member, MACT No.2, Kamrup(M).
3. It is submitted by the applicant that the delay was not intentional but was a result of forwarding the decision of the aforesaid MAC Cases to the head office.
4. The learned counsel for opposite party No.1 has no objection if the delay is condoned.
5. I have considered the submission at the bar with circumspection. No malafide could be deciphered. Accordingly delay of 56 days is hereby condoned.
5. Registry to register the connected appeal.
6. In terms of the above observation, the interlocutory applications stand disposed of.

JUDGE

Comparing Assistant