GAHC020009512026

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

Case No. : I.A.(Civil)/292/2026

SMTI MOON MOON ENGTIPI AND 3 ORS
W/O LATE JAYANTA KRO, RESIDING AT DILLAI GATE, DIMAPUR, NAGALAND - 797112

VERSUS

THE INDUSIND GENERAL INSURANCE CO. LTD. AND 2 ORS
HAVING ITS REGISTERED AND HEAD OFFICE IN THE 6TH FLOOR, OBEROI COMMERZ INTERNATIONAL BUSINESS PARK OBEROI GARDEN CITY, OFF WESTERN EXPRESS HIGHWAY, GOREGAON (EAST), MUMBAI - 400063 AND REGIONAL AND DIVISIONAL OFFICE IN SEVERAL PLACES IN INDIA, INCLUDING A REGIONAL OFFICE AT GUWAHATI, ASSAM

Advocate for the Petitioner : MEDO VERO,

Advocate for the Respondent : ,

Linked Case : MACApp./25/2026

INDUSIND GENERAL INS. CO. LTD (ERSTWHILE RELIANCE GENERAL INSURANCE. CO. LTD)
HAVING ITS REGISTERED AND HEAD OFFICE IN THE 6TH FLOOR
OBEROI COMMERZ INTERNATIONAL BUSINESS PARK OBEROI GARDEN CITY
OFF WESTERN EXPRESS HIGHWAY
GOREGAON (EAST)
MUMBAI - 400063 AND REGIONAL AND DIVISIONAL OFFICE IN SEVERAL PLACES IN INDIA

INCLUDING A REGIONAL OFFICE AT GUWAHATI
ASSAM

VERSUS

SMTI. MOON MOON ENGTIPI AND 5 ORS
W/O LATE JAYANTA KRO
RESIDING AT DILLAI GATE
DIMAPUR
NAGALAND - 797112

2:MS. KRIPALINI KROPI
D/O LATE JAYANTA KRO
RESIDING AT DILLAI GATE
DIMAPUR
NAGALAND - 797112

3:MS. MIRLIN KROPI
D/O LATE JAYANTA KRO
RESIDING AT DILLAI GATE
DIMAPUR
NAGALAND - 797112

4:MR. BIRTON KRO
S/O LATE JAYANTA KRO
RESIDING AT DILLAI GATE
DIMAPUR
NAGALAND - 797112

5:SHRI JOINAL ABDIN @ MD JAYNAL ABDIN
S/O KASEM ALI
R/O KOROIGURI
P.O. SALPARA
P.S. RUPOHIHAT
NAGAON
ASSAM - 782125 (OWNER OF MAHINDRA SUPRO LX
B/REGD. NO. AS-02/BC-3767)

6:MR. MAJHARUL ISLAM
S/O JOINAL ABDIN
R/O KOROIGURI
P.O. SALPARA
P.S. RUPOHIHAT
NAGAON
ASSAM - 782125
(DRIVER OF MAHINDRA SUPRO LX
B/R NO. AS-02/BC-3767)

Advocate for : VIKRAMJEET DEVNATH
Advocate for : CHUBANUNGKUM (R-1) appearing for SMTI. MOON MOON ENGTIPI AND 5 ORS

BEFORE
HON'BLE MRS. JUSTICE YARENJUNGLA LONGKUMER

ORDER

Date : 16.11.2026

1. By filing the instant application, the Applicant/Respondent has prayed for withdrawal of the 50% of the awarded amount which has been deposited by the Appellant before the Registry of this Court.

2. Learned counsel, Mr. Vikramjeet Devnath is present for the Respondent.

3. Heard learned counsel for the Applicant, Mr. Medo Vero. Learned counsel has submitted that this Court, by order dated 03.08.2026 in MACApp./25/2026 had stayed the impugned judgment and award dated 06.04.2026 passed in MAC Case No. 34/2024 on the condition that the Appellant shall deposit 50% of the awarded amount before the Registry of this Court within a period of 6 (six) weeks from the date of the order.

4. In compliance with the said order, the Appellant has deposited 50% of the awarded amount amounting to Rs. 22,62,740/- (Rupees Twenty-two Lakhs Sixty-two Thousand Seven Hundred Forty only) by Cheque No. "731886" before the Registry on 26.08.2026. The Applicants, being Claimant/Respondent Nos. 2 to 4 in the MACApp./25/2026 are, therefore, before this Court praying for withdrawal of the said amount.

5. The Application is allowed. The Registry is directed to release the said deposited amount which has been deposited by the Appellant on 26.08.2026 to the Applicant No. 1.

6. I.A. stands disposed of.

JUDGE

Comparing Assistant