

GAHC010032812025



undefined

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

Case No.: I.A.(Civil)/547/2025

NATIONAL INSURANCE COMPANY LTD
HAVING ITS REGD OFFICE AT 3 MIDDLETON STREET KOLKATA AND ONE
OF THE REGIONAL OFFICE KNOWN AS GUWAHATI REGIONAL OFFICE AT
GS ROAD
BHANGAGARH
GHY- 5

VERSUS

JAHANARA BEGUM
W/O- MUSLIM UDDIN
R/O- VILL- NO.1 SIVPUR
PS MURJHAR
PIN- 782435
DIST- HOJAI
ASSAM

2:ENAMUL HUSSAIN
S/O. MUSLIM UDDIN
R/O. VILL.- NO. 1
SIVPUR
P/S. MURJHAR
PIN-782435
DIST. HOJAI
ASSAM.

3:BITU MUDOI
S/O. BHUPEN MUDOI
R/O. KAKI NO.1 P/S. KAKI
PIN-782446
DIST. NAGAON
ASSAM.

For the applicant (s) : Mr. K. K. Bhatta, Advocate

For the respondent (s) : XXXX

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
ORDER

28.02.2025

Heard Mr. K. K. Bhatta, the learned counsel appearing on behalf of the applicant.

2. This is an application filed under Order XLI Rule 5 of the Code of Civil Procedure, 1908 praying for stay of the operation of the judgment and award dated 03.01.2025 passed by the learned Member, MACT No.2, Kamrup (M) in MAC Case No.1435/2019.

3. Taking into account the above, the impugned judgment and award dated 03.01.2025 is stayed subject to deposit of 50% of the said amount as awarded vide the judgment and award dated 03.01.2025 before the Registry of this Court within 6(six) weeks from today.

4. This Court grants liberty to the claimant to file an application before the Registry of this Court and upon such application being filed, the Registry shall after making due identification and

proper verification and upon furnishing of the bank details release the said amount to the claimant.

5. In view of the above, the instant I.A. stands disposed of.

JUDGE

Comparing Assistant