

GAHC010089842026



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

Case No. : I.A.(Civil)/1612/2026

MS SHRIRAM GENERAL INSURANCE COMPANY LIMITED
HAVING ITS REGISTERED HEAD OFFICE AT E-8
EPIP
SITAPURA INDUSTRIES AREA
JAIPUR
RAJASTHAN-302022 WITH ONE OF ITS BRANCH OFFICE AT B.R. ARCHADE
3RD FLOOR
ULUBARI
GUWAHATI-781007
REPRESENTED BY ITS LEGAL OFFICER
SRI RAJENDRA DUTTA
39 YEARS.

VERSUS

MISS SALEHA KHATUN AND 5 ORS.
WIFE OF LT. JINNAT @ JINNAD ALI

2:MD SAIFUL ISLAM
SON OF LT. JINNAT @ JINNAD ALI

3:MISS AMELA KHATUN
D/O- LT. JINNAT @ JINNAD ALI

4:MD SADDAM ALI
SON OF LT. JINNAT @ JINNAD ALI

5:MISS SAMELA KHATUN
D/O- LT. JINNAT @ JINNAD ALI

ALL ARE R/O VILLAGE- KAJIAMATI
POST OFFICE- SORBHOG

PIN-781317
POLICE STATION- GOBARDHANA
DISTRICT- BAKSA
ASSAM.

6:MD SAHADAT HUSSAIN
SON OF SHOKUR ALI
R/O- VILL- KAJIAMATI
POST OFFICE-SORBHOG
PIN-781317
POLICE STATION- BARPETA ROAD
DISTRICT- BARPETA
ASSAM
OWNER OF VEHICLE NO. AS-15-AC / 0138-TRACTOR

7:MD TAHER ALI
SON OF MD. NISHAN ALI
RESIDENT OF VILLAGE- BALABHITHA
POST OFFICE- SIMLAGURI
PIN-781313
POLICE STATION- BARPETA ROAD
DISTRICT- BARPETA
ASSAM
DRIVER OF VEHICLE NO. AS-15-AC / 0138-TRACTOR

Advocate for : MR. P HAZARIKA
Advocate for : appearing for MISS SALEHA KHATUN AND 5 ORS.

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 22.06.2026

- 1.** Heard Mr. P. Hazarika, learned counsel for the applicant. Also heard Mr. J. P. Talukdar, learned counsel for the respondent Nos. 1 to 5 and Ms. S. Gurung, learned counsel for the respondent Nos. 6 and 7.
- 2.** This interlocutory application has been filed by the Insurance Company praying for stay of execution of the judgment and award dated 17.02.2026, passed by the Motor Accident Claims Tribunal, Nalbari, in MAC Case No. 61/2019, which

has been impugned in the connected MAC Appeal No. 242/2026.

3. The learned counsel for the respondents submits that they do not have any objection if the applicant is directed to deposit 50% of the awarded amount as a condition for grant of stay.

4. In view of the submissions made by the learned counsel for the parties, this interlocutory application is allowed.

5. The execution of the impugned judgment and award dated 17.02.2026, passed in MAC Case No. 61/2019 is hereby stayed during the pendency of the connected MAC Appeal No. 242/2026 subject to deposit of 50% of the awarded amount by the applicant/Insurance Company before the Registry of this Court within a period of six weeks from the date of this order.

6. This interlocutory application is accordingly disposed of.

JUDGE

Comparing Assistant