



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

Case No. : I.A.(Civil)/175/2026

INDUSIND GENERAL INS. CO. LTD. (ERSTWHILE RELIANCE GENERAL INS. 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 : appearing for SMTI. MOON MOON ENGTIPI AND 5 ORS

BEFORE
HON'BLE MR JUSTICE MRIDUL KUMAR KALITA

ORDER

03/08/2026

Heard Mr. Vikramjeet Devnath, the learned counsel for the Appellant.

2. This Interlocutory Application has been filed by the Applicant Insurance Company in connection with the MAC Appeal No. 25/2026 whereby praying for stay of execution of the Judgment and Award dated 06.04.2026 passed by the Motor Accident Claims Tribunal, Dimapur in MAC Case No. 34/2024. By the Impugned Judgment and

Award, the applicant has been directed to pay a compensation amount of Rs.45,25,480/- (Rupees Forty Five lakhs Twenty Five thousand Four hundred Eighty Only) along with interest.

3. Learned counsel for the Applicant submits that the aforesaid judgment and award has been impugned by the applicant in the connected appeal and the same appeal has already been admitted. He submits that the insurance company is also agreeable to deposited 50% of the awarded amount as a condition for grant of stay of execution of the impugned judgment and award during the pendency of the connected appeal. As such, the notice to the opposite party in this Interlocutory Application is waved, and this Interlocutory Application is disposed of by directing them the execution of the impugned Judgment and Award dated 06.04.2026 passed in Motor Accident Claims Case No. 34/2024 shall remain stayed during the pendency of the connected appeal subject to the condition that the Applicant Insurance Company shall deposit 50% of the awarded amount before the Registry of this Court within a period of 6 (six) weeks from the date of this order.

4. This Interlocutory Application is accordingly disposed of.

Sd/-
JUDGE

Comparing Assistant