

GAHC010040272022



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

Case No. : I.A.(Civil)/956/2022

ON THE DEATH OF MAHIBUL HUSSAIN HIS LEGAL HEIRS RASHAN ARA
BEGUM
W/O LATE MAHIBUL HUSSAIN
R/O BARBARI GAON
JYOTINAGAR
GABHARUPATHAR WARD
PO JALANNAGAR
PS AND DIST DIBRUGARH
ASSAM
PIN-786005

VERSUS

ABDUL GANI
S/O LT. ABDUL GAFAR
R/O BARBARI GAON
JYOTINAGAR
GABHARUPATHAR WARD
DIBRUGARH TOWN MOUZA
PS AND DIST. DIBRUGARH
ASSAM
PIN-786005

Advocate for : MR. B BARUAH
Advocate for : appearing for ABDUL GANI

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN
ORDER**

20.09.2024

Heard Mr. B. Baruah, learned counsel for the applicant.

2. This interlocutory application, under Order XXII Rules 3/4, read with Section 151 of the CPC, is preferred by the applicant for substitution of the legal heirs of the appellant No.2 Late Mahibul Hussain.

3. Mr. Baruah, learned counsel for the applicant submits that the appellant No. 2, Mahibul Hussain suffered demise on 10.06.2014, and that their legal heirs are required to be impleaded in his place.

4. Having considered the submissions of learned counsel for the applicant, this Court is inclined to allow this application.

5. Accordingly, it is provided that the names of the legal heirs of Late Mahibul Hussain be impleaded in the connected appeal MAC RSA 50/2014.

6. In terms of above, this I.A. stands disposed of.

JUDGE

Comparing Assistant