GAHC010116782026

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

Case No. : I.A.(Civil)/2117/2026

ON THE DEATH OF THE SOLE APPELLANT, SRI AMULYA CHANDRA DAS,
HIS LEGAL REPRESENTATIVES NIRUPAMA DAS
W/O LATE AMULYA CHANDRA DAS, RESIDENTS OF HOUSE NO.101,
GANESHGURI CHARIALI, P.O. ASSAM SACHIVHALYA, P.S. DISPUR,
DISTRICT- KAMRUPM, ASSAM

2: MRS CHITA RANI DAS THAKURIA
D/O LATE AMULYA CHANDRA DAS
W/O- BIJANLAL THAKURIA
RESIDENT OF PROFESSOR COLONEY
GALIAHATI
BARPETA
DISTRICT- BARPETA
ASSAM

3: MRS PRITI LATA DAS
D/O LATE AMULYA CHANDRA DAS
W/O- PABAN DEKA
RESIDENT OF VILLAGE AND P.O. SAMAGURI
DISTRICT- NAGAON
ASSAM

4: MRS BARNALI DAS
D/O LATE AMULYA CHANDRA DAS
W/O- ARUP DUTTA
RESIDENT OF GANESHGURI CHARIALI KACHARIBASTI RAJABARI PATH
DISTRICTKAMRUPM
ASSAM

5: MISS MRIGANGEE DAS
D/O LATE AMULYA CHANDRA DAS
RESIDENTS OF HOUSE NO.101
GANESHGURI CHARIALI
P.O. ASSAM SACHIVHALYA

P.S. DISPUR
DISTRICT- KAMRUPM
ASSA

VERSUS

RUKSANA BEGUM
W/O- LATE MD. MOSLEM UDDIN AHMED,

2:ON THE DEATH OF THE DECEASED RESPONDENT NO2
MD. MOSLEM UDDIN AHMED
HIS LEGAL HEIRS/REPRESENTATIVES

2.1:JAVED MUSTAFA AHMED
S/O- LATE MD. MOSLEM UDDIN AHMED

2.2:ABDULLA AHMED
S/O-LATE MD. MOSLEM UDDIN AHMED

2.3:MISBAH AHMED
S/O- LATE MD. MOSLEM UDDIN AHMED
ALL ARE RESIDENT OF HOUSE NO.8
LAIMATI
GANDHI BASTI
SILPUKHURI
GUWAHATI781003
DISTRICT- KAMRUPM
ASSA

Advocate for the Petitioner : MR. N HAQUE, MR A K AZAD,MR. M HUSSAIN

Advocate for the Respondent : MR Z MUKIT,

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

28.08.2026

Heard Mr. N. Haque, learned counsel appearing for the applicant. Also heard Mr. A Sattar, learned senior counsel, appearing for the respondents.

In the connected RSA 155/2011, the respondent no. 2 expired. Therefore, this application has been filed under Order XXII Rule 4 of the CPC for substitution of the legal heirs of the deceased respondent no. 2.

Prayer is allowed.

The names of the legal heirs of the deceased respondent no. 2, whose names are mentioned in paragraph 2 of the application, shall be impleaded in the title page of the memo of appeal.

On the other hand, Mr. Sattar is ready to represent the legal heirs of the deceased respondent no. 2 and, therefore, he prays for time to file vakalatnama on their behalf.

Prayer of Mr. Sattar is also allowed.

With the above, the present interlocutory application is disposed of.

JUDGE

Comparing Assistant