

GAHC010199962025



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

Case No. : I.A.(Civil)/3203/2024

SMTI RANU KALITA AND ANR
W/O SRI KAMAL KALITA

RESIDENT OF VILLAGE SALAGURI MOUZA
GAYAN GAON

PO KALOONGAON
DIST SIVASAGAR ASSAM

2: SRI KAMAL KALITA
S/O SRI HALIRAM KALITA

RESIDENT OF VILLAGE SALAGURI MOUZA
GAYAN GAON

PO KALOONGAON
DIST SIVASAGAR ASSAM
VERSUS

SRI CHAITANYA GHOSH AND ORS
S/O LATE ABHIMANYA GHOSH
RESIDENT OF ABHOIPUR MOUZA SONARI TOWN
WARD NO 1 C/O BHOJO TINAILI CHATIA HOTEL. SONARI TOWN
PO AND PS SONARI TOWN
SUB DIVISION CHARAIDEO
DIST SIVASAGAR
ASSAM 785690

2:SRI SUNIL GHOSH
S/O LATE NITYA NANDA GHOSH

RESIDENT OF RAJADHAP WARD NO 13
SONARI TOWN

PO AND PS SONARI
SUB DIVISION CHARAIDEO
C/O SUNIL TWO WHEELERS
SONARI TOWN
BHOJO ROAD
DIST SIVASAGAR
ASSAM 785690

3:ON THE DEATH OF SRI BIPIN BHUIN

HIS LEGAL HEIRS

3.1:SRIMOTI BHUIN
W/O LATE BIPIN BHUIN

PRESENTLY RESIDING AT RAJADHAP IN THE SCHEDULE-A OF THE SUIT
PREMISES SITUATED AT UTTAR SONARI GAON(SONARI GAON) WARD NO.
13
PO AND PS SONARI. DIST SIVASAGAR ASSAM
PIN 785690

3.2:SRI GUNESWER BHUIN
S/O LATE BIPIN BHUIN

PRESENTLY RESIDING AT RAJADHAP IN THE SCHEDULE-A OF THE SUIT
PREMISES SITUATED AT UTTAR SONARI GAON(SONARI GAON) WARD NO.
13
PO AND PS SONARI. DIST SIVASAGAR ASSAM
PIN 785690

3.3:SRI RAJU BHUIN

S/O LATE BIPIN BHUIN

PRESENTLY RESIDING AT RAJADHAP IN THE SCHEDULE-A OF THE SUIT
PREMISES SITUATED AT UTTAR SONARI GAON(SONARI GAON) WARD NO.
13
PO AND PS SONARI. DIST SIVASAGAR ASSAM
PIN 785690

3.4:MONUJ BHUIN

S/O LATE BIPIN BHUIN

PRESENTLY RESIDING AT RAJADHAP IN THE SCHEDULE-A OF THE SUIT
PREMISES SITUATED AT UTTAR SONARI GAON(SONARI GAON) WARD NO.
13
PO AND PS SONARI. DIST SIVASAGAR ASSAM

PIN 785690

3.5:SMT. KAMALA BHUIN

D/O LATE BIPIN BHUIN

PRESENTLY RESIDING AT RAJADHAP IN THE SCHEDULE-A OF THE SUIT
PREMISES SITUATED AT UTTAR SONARI GAON(SONARI GAON) WARD NO.
13
PO AND PS SONARI. DIST SIVASAGAR ASSAM
PIN 785690

Advocate for : MR G N SAHEWALLA

Advocate for : MR. R S MISHRA appearing for SRI CHAITANYA GHOSH AND
ORS

BEFORE
HONOURABLE MR. JUSTICE SANJEEV KUMAR SHARMA

ORDER

11.02.2026

Heard MR. G.N. Sahewalla, learned counsel for the applicants. Also heard Mr. R.S. Mishra, learned counsel for the respondent Nos. 1 and 2.

This IA has been preferred for setting aside the abatement of the suit on account of non-substitution of the legal heirs of the deceased respondent No. 3 within the period of limitation. However, it appears that no specific order of abatement has been passed.

Hence, the present IA stands closed.

List the appeal for hearing on **17.03.2026**.

JUDGE

Comparing Assistant