GAHC010221352026

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

I.A.(Civil)/3815/2026 In
FAO/4/2020

ON THE DEATH OF BABU RAM GOALA HIS LEGAL HEIRS INDRABATI GOALA AND ORS.
RESIDENT OF VILLAGE MAZGRAM
P.O. MEHERPUR
AMBICAPUR PT-VI
SILCHAR
CACHAR
ASSAM 788014.

1.2: MANJIT GOALA
SON OF LATE BABU RAM GOALA
RESIDENT OF VILLAGE MAZGRAM
P O MEHERPUR
AMBICAPUR P T VI
SILCHAR
CACHAR
ASSAM 788014

1.3: SANGITA GOALA
DAUGHTER OF LATE BABU RAM GOALA
WIFE OF SHRI JAY BACHAN GOALA
VILLAGE BADRABASTI
P O KASHIPUR
P S LAKHIPUR CACHAR ASSAM 788009

1.4: URMILA GOALA
DAUGHTER OF LATE BABU RAM GOALA
WIFE OF SHRI AJIT KUMAR GOALA
VILLAGE BADRABASTI
P O KASHIPUR
P S LAKHIPUR
CACHAR
ASSAM 788009

1.5: RANJITA GOALA
DAUGHTER OF LATE BABU RAM GOALA
WIFE OF SHRI AJIT KUMAR YADAV VILLAGE BADRABASTI
P O KASHIPUR
CACHAR
P S LAKHIPUR 788009

2: SANTA RAM GOALA
CACHAR
SILCHAR.

3.1: ON THE DEATH OF BHOLA SHANKAR GOALA HIS LEGAL HEIR LALITA GOALINI
W/O. LT. BHOLA SHANKAR GOALA

3.2: DIPAK GOALA
S/O. LT. BHOLA SHANKAR GOALA

4: RAM CHANDRA GOALA
HUSBAND OF LALITA GOALINI

5: CHANDRABATI GOALINI
D/O. LT. HARIDHAN GOALA

6.1: ON THE DEATH OF BAABUDHAN GOALA HIS LEGAL HEIRS RAJMATI GOALA
W/O. LT. BABUDHAN GOALA

6.2: CHAMPA GOALA
D/O. LT. BABUDHAN GOALA

7: SUBHAS GOALA
S/O. LT. HARDEO GOALA

8: SAMU GOALA
S/O. LT. HARDEO GOALA

9: SARADA GOALA
D/O. LT. HARDEO GOALA

10: SREEMATI PROVA GOALA
D/O. LT. HARDEO GOALA

11: LACHMI GOALINI
W/O. LT HARDEO GOALA

12: ON THE DEATH OF DHANIA GOALINI HER LEGAL HEIRS DHANI

GOALA
HUSBAND OF LT. DHANIA GOALINI

13: SHYAM PRASAD GOALA
S/O. SMTI. JASUA GOALINI

14: LAL BACHAN GOALA
S/O. SMTI. JASUA GOALINI

15: SEW KUMAR GOALA
S/O. SMTI. JASUA GOALINI

16: JASUA GOALINI
D/O. LT. DHANIA GOALA

17: BABITA GOALINI
D/O. LT. DHANIA GOALA

18: SHYAMDEO GOALA
S/O. LT. BACHAN GOALA
ALL THE APPELLANTS ARE R/O. ARYYAPATTI
SILCHAR TOWN
BARAKPAR
DIST. CACHAR
ASSAM.
VERSUS

ON THE DEATH OF BIBEKANANDA BHOWAL HIS LEGAL HEIR SHRI SAMIR KANTI BHOWAL AND ORS.
S/O. LT. BIBEKANANDA BHOWAL

1.2:TARUN KANTI BHOWAL
S/O. LT. BIBEKANANDA BHOWAL

1.3:TAPAN KUMAR BHOWAL
S/O. LT. BIBEKANANDA BHOWAL

1.4:SWAPAN KUMAR BHOWAL
S/O. LT BIBEKANANDA BHOWAL

1.5:RANI BHOWAL
W/O. LT BIBEKANANDA BHOWAL
ALL ARER/O. ARYYAPATTI
SILCHAR
P/O. SILCHAR
DIST. CACHAR.

1.6:MIRA RAHA

W/O. DR. G.C. RAHA
D/O. LT. BIBEKANANDA BHOWAL
NEW DELHI.

1.7:NARAYANI DEB
W/O. DR. NIRMAL KUMAR DEB
D/O. LT. BIBEKANANDA BHOWAL
AGARTALA
TRIPURA
AT PRESENT RONGPUR
SILCHAR
DIST. CACHAR
ASSAM.

2.1:ON THE DEATH OF SATYENDRA NATH BHOWAL HIS LEGAL HEIRS ARE SIPRA BHOWAL
W/O. LT. SATYENDRA NATH BHOWAL

2.2:JISU BHOWAL
S/O. LT. SATYENDRA NATH BHOWAL

2.3:SANCHITA BHOWAL
D/O. LT. SATYENDRA NATH BHOWAL
ALL ARE R/O. SADARGHAT ROAD
NEAR CHA SRAMIK OFFICE
P/O. SILCHAR
DIST. CACHAR
ASSAM

3.1:ON THE DEATH OF JAGADANANDA BHOWAL HIS LEGAL HEIRS GOURI BHOWAL
W/O. LT. JAGADANANDA BHOWAL

3.2:SAPTARSHI BHOWAL
S/O. LT. JAGADANANDA BHOWAL

3.3:BEBARSHI BHOWAL
S/O. LT. JAGADANANDA BHOWAL
R/O. ARYYAPATTI
SILCHAR TOWN
P/O. AND P/S. SILCHAR
DIST. CACHAR
ASSAM
AT PRESENT RESIDING AT SADARGHAT ROAD
DIST. CACHAR
ASSAM.

4:SAMARENDRA DEB

S/O. LT. SRIS CHANDRA DEB

5:PHULU RANI DEB
W/O. LT. SUBHAS CHANDRA DEB

6:SMRITIKONA DEB
D/O. LT. SUBHAS CHANDRA DEB

7:SILPI DEB
D/O. LT. SUBHAS CHANDRA DEB
BOTH ARE R/O. R/O. VILL.- RONGPUR
PARGONA BARAKPAR
DIST. CACHAR.

8.1:ON THE DEATH OF NABA GOPAL DEB CHOUDHURY HIS LEGAL HEIRS MANIKA DEB CHOUDHURY
W/O. LT. NABA GOPAL DEB CHOUDHURY

8.2:MITALI DEB CHOUDHURY
D/O. LT. NABA GOPAL DEB CHOUDHURY

8.3:BIKRAMJIT DEB CHKOUDHURY
S/O. LT. NABA GOPAL DEB CHOUDHURY

8.4:BISWAJIT DEB CHOUDHURY
S/O. LT. NABA GOPAL DEB CHOUDHURY
ALL ARE R/O. VILL.- DOALIPAR
P/S. HAILAKANDI
DIST. HAILAKANDI
ASSAM

9:BISHU DEB CHOUDHURY
S/O. LT. NAGENDRA CHANDRA DEB CHOUDHURY

10:CHANDAN DEB CHOUDHURY
S/O. LT. NAGENDRA CHANDRA DEB CHOUDHURY
BOTH ARE R/O. VILL.- BOALIPAR
P/S. AND DIST. HAILAKANDI
ASSAM
BISHU DEB CHOUDHURY IS REP BY NABA GOPO DEB CHOUDHURY HIS BROTHER

11.1:ON THE DEATH OF NIRODE CH. DHAR HIS LEGAL HEIRS INDUBOTI DHAR
W/O. LT. NIRODE CH. DHAR

11.2:NIDHU DHAR
S/O. LT. NIRODE DHAR.

11.3:BIBHU DHAR
D/O. LT. NIRODE DHAR.

11.4:AMIYA SINHA
D/O. LT. NIRODE DHAR.
ALL ARE R/O. ARYYAPATTY
SILCHAR TOWN
DIST .CACHAR

12.1:ON THE DEATH OF SRI ANADI KR. CHAKRABORTY HIS LEGAL HEIRS
RANI CHAKRABORTY
W/O. LT. ANADHI CHAKRABORTY

12.2:AJIT CHAKRABORTY
S/O. LT. ANADI KR. CHAKRABORTY

12.3:AMIT CHAKRABORTY
S/O. ANIDI KR. CHAKRABORTY

12.4:ARCHANA CHAKRABORTY
D/O. LT. ANADHI CHAKRABORTY
R/O. R.R. SHOME ROAD
SILCHAR
BARAKPAR
DST. CACHAR

13:BIJOY KRISHNA CHOUDHURY
S/O. LT.BIMALA CHARARN CHOUDHURY

14:BINOY KRISHNA CHOUDHURY
S/O. LT.BIMALA CHARARN CHOUDHURY
BOTH ARE R/O. ARYYAPATTY
SILCHAR TOWN
P/O. AND P/S. SILCHAR
DIST. CACHAR
ASSAM

15:NIMAL GOBINDA BIGRAHA
REP. SRI SAJAL KANTI CHOUDHURY S/O. LT. SUBODH CHANDRA CHOUDHURY
AMBIKAPATTY
SILCHAR TOWN
P/O. AND P/S. SILCHAR
VILL. BARAKPAR
DIST. CACHAR
ASSAM.

Advocate for : MR G N SAHEWALLA
Advocate for : appearing for ON THE DEATH OF BIBEKANANDA BHOWAL HIS LEGAL HEIR SHRI SAMIR KANTI BHOWAL AND ORS.

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

23.11.2026

Heard Ms. S. Todi, learned counsel for the applicants, who have filed this application under Section 5 of the Limitation Act, 1963 for condonation of delay of 44 days in filing the instant application for substitution of the legal heirs of Lt. Babu Ram Goala, who is appellant no. 1 in the connected appeal. It is contended that the appellant no. 1 had passed away on 19.05.2026.

Also heard Shri W. Hoque, learned counsel appearing on instructions of Shri A. Sattar, learned counsel for the respondents who, however, submits that he would not have any serious objection to the aspect of condonation of delay.

Considering the principles involved in adjudicating an application for condonation of delay wherein a pragmatic and justice oriented approach is to be taken, the delay of 44 days in preferring the connected application for substitution is hereby condoned.

The IA accordingly stands allowed.

JUDGE

Comparing Assistant