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

Case No. : I.A.(Civil)/3860/2026

KALPANA KALITA AND 3 ORS
W/O LATE ATUL KALITA, R/O FLAT NO JK3, GANGA NIWAS APARTMENT, BLOCK II, NORTH JALUKBARI, GUWAHATI, KAMRUP M, ASSAM 781014

2: AMIT KALITA
S/O LATE ATUL KALITA
R/O FLAT NO JK-3
GANGA NIWAS APARTMENT
BLOCK II
NORTH JALUKBARI
GUWAHATI
KAMRUP M
ASSAM 781014

3: SMTI JONALI KALITA
S/O LATE ATUL KALITA
R/O FLAT NO JK-3
GANGA NIWAS APARTMENT
BLOCK - II
NORTH JALUKBARI
GUWAHATI
KAMRUP M
ASSAM 781014

4: SMTI HIMADRI KALITA
D/O LATE ATUL KALITA
R/O FLAT NO JK-3
GANGA NIWAS APARTMENT
BLOCK II
NORTH JALUKBARI
GUWAHATI
KAMRUP M
ASSAM 78101

VERSUS

M/S SANKARDEV REAL ESTATE AND DEVELOPER PVT. LTD. AND ORS.
REPRESENTED BY ITS DIRECTORS HEAD OFFICE AT PANDAV NAGAR,
BORIPARA, NEAR PRAGJYOTISH ENGLISH MEDIUM SCHOOL, GUWAHATI,
KAMRUP M, ASSAM 781012

2:BABUL CHANDRA DAS
S/O LATE MADHAB CH DAS
DIRECTOR
M/S SANKARDEV REAL ESTATE AND DEVELOPER PVT LTD
HEAD OFFICE AT PANDAV NAGAR
BORIPARA
NEAR PRAGJYOTISH ENGLISH MEDIUM SCHOOL
GUWAHATI
KAMRUP M
ASSAM 781012

3:DHARMENDRA DAS
S/O LATE MADHAB CH DAS
DIRECTOR
M/S SANKARDEV REAL ESTATE AND DEVELOPER PVT LTD
HEAD OFFICE AT PANDAV NAGAR
BORIPARA
NEAR PRAGJYOTISH ENGLISH MEDIUM SCHOOL
GUWAHATI
KAMRUP M
ASSAM 78101

Advocate for the Petitioner : MR R SENSUA, G KAUSHIK

Advocate for the Respondent : MR. R SARMA,

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

06.11.2026

Heard Mr. R. Sensua learned counsel for the petitioner. Also heard Mr. R. Sarma, learned counsel appearing for the Respondents No. 1 and 2.

This application has been filed by the applicant/petitioner seeking an appropriate order for striking out the name of Sri Dharmendra Das, who has been arrayed as Respondent No. 3 in Arbitration Petition No. 7/2026. The learned counsel for the petitioner submits that he was earlier arrayed as Respondent No. 3 in the Arbitration Petition, and on the information received that he was the Director of M/S Sankardev Real Estate and Developer Pvt. Ltd. It is submitted that subsequently, he has been informed that the Sri Dharmendra Das is no longer a Director of the said company and therefore seeks an appropriate order for striking out his name from the array of respondent, as the petitioner has no claim against the said Respondent.

Prayer made is not objected to by Mr. R. Sarma, learned counsel appearing for the Respondents No. 1 and 2.

Considering the same, this Interlocutory Application stands allowed and disposed of.

The name of the opposite party/ Respondent No. 3, Sri Dharmendra Das is hereby struck off from the array of party Respondent in Arbitration Petition No. 7/2026.

JUDGE

Comparing Assistant