

GAHC010006902023



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

Case No. : CRP(IO)/20/2023

KAMLA DEVI AGARWALLA AND 2 ORS
WIFE OF LATE BANWARILAL AGARWALLA,
RESIDENT OF NAHARKATIA TOWN, WARD NO. 2,
POST OFFICE AND POLICE STATION- NAHARKATIA,
DISTRICT- DIBRUGARH, ASSAM.

2: ANKIT AGARWALLA
SON OF LATE BANWARILAL AGARWALLA
RESIDENT OF NAHARKATIA TOWN
WARD NO. 2
POST OFFICE AND POLICE STATION- NAHARKATIA
DISTRICT- DIBRUGARH
ASSAM.

3: MUNNI AGARWALLA
WIFE OF SANJAY AGARWAL
RESIDENT OF BIHUBOR
DISTRICT- SIVASAGAR
ASSAM

VERSUS

PRODIP BANERJEE
SON OF LATE TEJENDRALAL BANERJEE,
RESIDENT OF NAHARKATIA TOWN, WARD NO. 2,
POST OFFICE AND POLICE STATION- NAHARKATIA,
DISTRICT- DIBRUGARH, ASSAM.

Advocate for the Petitioner : MR. S C KEYAL

Advocate for the Respondent :

**BEFORE
HONOURABLE MR. JUSTICE AJIT BORTHAKUR**

ORDER

Date : 10.01.2023

Heard Mr. S. C. Keyal, learned counsel for the petitioners.

By this petition under Article 227 of the Constitution of India, the petitioners have prayed for setting aside and quashing of the order, dated 29.10.2022, passed in T.S. No. 11/2019 by the learned Munsiff, Naharkatia.

Issue notice.

Steps be taken by registered A/D post as well as by usual process.

List this matter after **5 (five) weeks**.

Mr. S. C. Keyal, learned counsel for the petitioners, has referred to the decision rendered by this Court in the case of *Sushanta Kar -vs- Ganesh Chakraborty through his Legal Heirs*, reported in *2015 0 Supreme (Gau) 220*.

JUDGE

Comparing Assistant