

GAHC010008032026



undefined

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

Case No. : Test.App./2/2026

UTTAM DEB
S/O LATE MANIK LAL DEB, R/O HOUSE NO. 50, RAJANI KANTA DEKA
PATH, KALAPAHAR, P.O.- GOPINATH NAGAR, P.S.- FATASHIL AMBARI,
GUWAHATI -16, DIST.- KAMRUP (M), ASSAM.

VERSUS

SMTI LIPIKA KANJILAL
W/O SRI SUMIT KANJILAL, R/O BHASKAR NAGAR, ICE FACTORY GOLI,
P.S.- FATASHIL AMBARI, GUWAHATI -16, DIST. KAMRUP (M), ASSAM.

Advocate for the Petitioner : MR. S SAIKIA,

Advocate for the Respondent : MR. A BHATTACHARYA (FOR CAVEATOR), MR S PAUL (FOR
CAVEATOR),MS ANKITA SAHARIA (FOR CAVEATOR)

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 28.03.2026

1. Mr. A. Bhattacharya, the learned counsel for the caveator/respondent.
2. This appeal under Section 299 of the Indian Succession Act,

1925 has been preferred by the appeal Shri Uttam Deb, impugning the judgment and decree dated 17.10.2025 passed by the court of learned District Judge Kamrup (Metro) in Probate Title Suit 06/2018, whereby the Probate Application filed by the present respondent was allowed.

3. I have gone through the grounds stated in the Memo of Appeal and have considered the submissions made by the learned counsel for the appellant.
4. This appeal is admitted.
5. Let the records of probate Title Suit No. 06/2018 be called for.
6. The Registry shall take steps for requisitioning the aforesaid records.
7. Since Mr. A. Bhattacharya for the sole respondent, no formal notice need to be issue to the respondent.
8. The learned counsel for the respondent also prays for allowing the respondent to file an appropriate application for bringing on record certain materials relevant for consideration of this appeal.
9. The respondent may do so before the next date fixed.
10. Let this matter be listed on 20.05.2026.

JUDGE

Comparing Assistant