

GAHC010009212012



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

**Case No. : RSA/209/2012**

ON THE DEATH OF ANOWAR HUSSAIN DAU HIS LEGAL HEIRS  
MONOWARA KHATUN and 11 ORS,  
JOYNAL ABEDIN SON LAL BADSA SON SALCHA KHATUN DAU ABDUL  
HAI SON SHRBHAJAN BEGUM DAU ABUBAKKAR SIDDIQUE SON  
JELEKHA KHATUN DAU ABU SHOME AHMED SON ASGAR ALI SON  
BELATO NESA DAU NIZAM UDDIN AHMED.

VERSUS

ON THE DEATH OF MOTIUR RAHMAN HIS LEGAL HEIRS BADSHAH  
MIYAN SON and ORS,  
ABU SHAMA SON SHAHIDUL ISLAM SON NAZRUL ISLAM SON ABUL  
KALAM SON BAHARUL ISLAM SON IMRAN HUSSAIN SON NOOR JAHAN  
DAU MARIAM NESSA DAU MANJUWARA KHATUN DAU NILIMA KHATUN  
DAU REJIYA KHATUN DAU

2:ABDUL JUBBER

BOTH SONS OF LT. ABDUL KARIM BY CASTE A MUSLIM BY PROFESSION  
AGRICULTURIST OF VILL. KHELLY GAON MOUZA TITAPANI  
DIST. BARPETA.

3:MOZIBAR RAHMAN  
S/O LT. MOYAZUDDIN MUNCHI BY CASTE MUSLIM BY PROFESSION  
AGRICULTURIST OF VILL. KHELI  
MOUZA TITAPANI  
DIST. BAPETA

**Advocate for the Petitioner** : MR. N UDDIN, MR. M DUTTA,MR. J ALI,MR. S H RAHMAN

**Advocate for the Respondent** : MR M H AHMED (R1.2, R1.3, R1.5, R1.6, R1.7, R2), J A  
SIKDAR(R-2),MR. S I TALUKDAR(R2),MR. A R SIKDAR(R2),MR. S. SUR(R-1,2),M M

RAHMAN (R-1,2),MR A H SARKAR,MR A K AZAD,G UDDIN,MR. G U AHMED,MR. I HUSSAIN,MR. R ALI,MS. S KANUNGOE,MD. A MALEQUE,MD. A. HUSSAIN (R1.2, R1.3, R1.5, R1.6, R1.7, R2)

**BEFORE**  
**HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI**

**ORDER**

**Date : 19.03.2026**

As prayed for by Mr. A.R. Sikdar, learned counsel, who has entered appearance on behalf of the respondent No.2 recently, after the earlier set of counsel who were representing the respondent No.2 have been replaced, which is not opposed by Mr. M. Dutta, learned counsel for the appellant, relist on **21.04.2026**.

**JUDGE**

**Comparing Assistant**