

GAHC010018172016



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

Case No. : RSA/159/2016

JITEN KALITA,
S/O LT. HUMESWAR KALITA, VILL. AKHARA, MOUZA NAMBARBHAG, P.S.
BARAMA, P.O. SURADI, DIST. NALBARI, ASSAM.

VERSUS

JADAB BARMAN and 16 ORS,
S/O LT. AGHONA BARMAN

2:SANAKYA BARMAN
S/O LT. AGHONA BARMAN

3:RATNESWAR BARMAN

S/O LT. AGHONA BARMAN

4:KAILASH BARMAN
S/O LT. AGHONA BARMAN

5:SURYA BARMAN

S/O LT. AGHONA BARMAN
ALL ARE INHABITANT OF VILL. AKHARA
MOUZA NAMBARBHAG
P.S. BARAMA
DIST. NALBARI
ASSAM.

6:BIPIN THAKURIA

S/O

.....ON THE DEATH OF RESPONDENT NO. 7 SRI SARBESWAR BARMAN HIS

LEGAL HEIRS

7.1:MAHESWAR BARMAN
S/O. SARBESWAR BARMAN

7.2:BHUPEN BARMAN
S/O. LATE SARBESWAR BARMAN

7.3:PRAFULLA BARMAN
S/O. LATE SARBESWAR BARMAN

8:ON THE DEATH OF BHUPEN BARMAN
HIS LEGAL HEIR
SMTI AKAN BARMAN AND ANR.
S/O SRI RAHI BARMAN

8.1:AKAN BARMAN
VILL. AND P.O. - BHOKOWAJARI
P.S. TIHU
DIST. NALBARI

8.2:LASIT BARMAN
VILL. AND P.O. - BHOKOWAJARI
P.S. TIHU
DIST. NALBARI

9:GIRIN BARMAN

S/O LT. SUNANDI BARMAN

10:ON THE DEATH OF LATE MDADAN BARMAN HIS LEGAL HEIRS

NAMELY-

10.1:MISS. BEAUTI KALITA
D/O. LATE MADAN BARMAN
W/O. SRI TAPAN DAS
R/O. VILL-BARKHETRI BANEKUCHI
P.O. BANEKUCHI
DIST. NALBARI

11:BICHITRA BARMAN

S/O LT. BHODO BARMAN

12:STRUCK OF.
VIDE HON'BLE COURT'S ORDER DTD. 21/12/2016

13:HARESWAR BARMAN

S/O LT. PRITHU BARMAN

14:STRUCK OF.

VIDE HON'BLE COURT'S ORDER DTD. 21/12/2016.

15:PARESH BARMAN

S/O LATE RADHA BARMAN

16:NAREN BARMAN

S/O LATE RADHA BARMAN

17:STRUCK OF.

VIDE HON'BLE COURT'S ORDER DTD. 21/12/2016.

18:ON THE DEATH OF RESPONDENT NO. 18 CHANDRA KT. PATHAK HIS
LEGAL HEIRS

A GOBINDA PATHAK B MATHURA PATHAK D RAJMOHAN PATHAK D
PARIKHIT PATHAK E GIRIN PATHAK F MADAN PATHAK ALL ARE SONS OF
LATE CHANDRA KT. PATHAK

19:ON THE DEATH OF LATE RATNA PATHAK HIS LEGAL HEIRS
NAMELY-

19.1:SMT. PREMA PATHAK
W/O.LATE RATNA PATHAK
R/O VILL. AND P.O. BHOKOWAJARI
P.S.-TIHU
DIST. NALBARI. KAMRUP.

19.2:SRI LUHIT PATHAK
S/O. LATE RATNA PATHAK
R/O. VILL. BHOKOWAJARI
P.S.- TIHU
DIST. NALBARI.

19.3:SRI ROMEN PATHAK
S/O. LATE RATNA PATHAK
R/O VILL.- BHOKOWAJARI
P.S.- TIHU
DIST. NALBARI

19.4:SRI KABITA BAISHYA
S/O. LATE RATNA PATHAK
R/O. VILL AND P.O.-SAHABORI
P.S.-HAJO

DIST. KAMRUP.

20:ON THE DEATH OF LATE MADHAB BAISHYA HIS LEGEL HEIRS-
NAMELY-

20.1:DILIP BARMAN

S/O. LATE MADHAB BAISHYA R/O VILL.-AKHARA
MOUZA-NAMBARBHAG
P.S. BARAMA
DIST. NALBARI
ASSAM.

20.2:MANORANJAN BARMAN

S/O. LATE MADHAB BAISHYA R/O VILL.-AKHARA
MOUZA-NAMBARBHAG
P.S. BARAMA
DIST. NALBARI
ASSAM.

20.3:HARGOBINDA BARMAN

S/O. LATE MADHAB BAISHYA R/O VILL.-AKHARA
MOUZA-NAMBARBHAG
P.S. BARAMA
DIST. NALBARI
ASSAM.

21:SARAT BAISHYA

S/O LATE SARBESWAR BAISHYA
THE RESPONDENT NO. 6
TO 21 ARE R/O VILL. AKHARA
MOUZA NAMBARBHAG
P.S. BARAMA
DIST. NALBARI
ASSAM

Advocate for the Petitioner : MS.R CHOUDHURY, MS.E YASMIN,MR.F U BORBHUIYA,MR.H
R A CHOUDHURY

Advocate for the Respondent : MS.S SENAPATI, MD.ASLAM,,MR.P DEKA

Linked Case : I.A.(Civil)/416/2017

JITEN KALITA

VERSUS

JADAB BARMAN and 20 ORS

Advocate for : MS.E YASMIN
Advocate for : MS.S SENAPATI appearing for JADAB BARMAN and 20 ORS

Linked Case : RSA/172/2013

JADAB BARMAN and 4 ORS.
S/O LATE AGHONA BARMAN

2: SANEKYA BARMAN

S/O LATE AGHONA BARMAN

3: RATNESWAR BARMAN

S/O LATE AGHONA BARMAN

4: KAILASH BARMAN

S/O LATE AGHONA BARMAN

5: SURJYA BARMAN

S/O LATE AGHONA BARMAN
ALL ARE RESIDENT OF VILL. AKHARA
MOUZA-NAM-BARBHAG
P.S.BARAMA
DIST. NALBARI
ASSAM.
VERSUS

JITEN KALITA and 15 ORS.
S/O LATE HOMESWAR KALITA
R/O VILL. AKHARA
MOUZA NAMBARBHAG
P.S. BARAMA 781340 DIST. NALBARI

ASSAM.

2:BIPIN THAKURIA
S/O UNKNOWN

3:BHUPEN BARMAN

S/O SRI RAHI BARMAN

4:HARESWAR BARMAN

S/O LATE PRITHU BARMAN

5:GIRIN BARMAN

S/O LATE SUNANDI BARMAN

6:ON THE DEATH OF LATE MADAN KALITA HIS LEGAL HEIRS-
NAMELY-

6.1:MISS BEAUTI KALITA
D/O.LATE MADAN KALITA

WIFE OF SRI TAPAN DAS
R/O VILL-BARKHETRI BANEKUCHI
P.O.- BANEKUCHI-781340
NALBARI.

7:BISHITRA BARMAN

S/O LATE BHEDO BARMAN

8:STRUCK OF.
VIDE HON'BLE COURT'S ORDER DTD.14/03/2016

9:STRUCK OF.
VIEDE HON'BLE COURT'S ORDER DTD. 14/03/2016.

10:PARESH BARMAN

S/O LATE RADHA BARMAN

11:NAREN BARMAN

S/O LATE RADHA BARMAN

12:STRUCK OF.
VIDE HON'BLE COURT'S ORDER DTD. 14/03/2016

13:STRUCK OF.
VIDE HON'BLE COURT'S ORDER DTD. 2/2/2015.

14:RATEN PATHAK
S/O UNKNOWN

15:MADHAB BAISHYA
S/O UNKNOWN

16:SARAT BAISHYA

S/O LATE SARBESWAR BAISHYA
ALL ARE RESIDENTS OF VILL. AKHARA
MOUZA-NAM-BARBHAG
P.S.BARAMA 781340
DIST.NALBARI
ASSAM.

Advocate for : MD.ASLAM
Advocate for : MS.E YASMIN appearing for JITEN KALITA and 15 ORS.

Linked Case : I.A.(Civil)/425/2017

JITEN KALITA

VERSUS

JADAB BARMAN and 20 ORS

Advocate for : MR.H R A CHOUDHURY
Advocate for : MS.S SENAPATI appearing for JADAB BARMAN and 20 ORS

Linked Case : I.A.(Civil)/421/2017

JITEN KALITA

VERSUS

JADAB BARMAN and 20 ORS

Advocate for : MS.E YASMIN
Advocate for : MS.S SENAPATI appearing for JADAB BARMAN and 20 ORS

Linked Case : I.A.(Civil)/420/2017

JITEN KALITA

VERSUS

JADAB BARMAN and 20 ORS

Advocate for : MR.H R A CHOUDHURY
Advocate for : appearing for JADAB BARMAN and 20 ORS

BEFORE
HONOURABLE MR. JUSTICE SANJEEV KUMAR SHARMA

ORDER

Date : 16.02.2026

Heard Ms. R. Choudhy, learned counsel for the appellants in RSA No. 159/2016 and respondents in RSA No. 172/2013. None appears for the

appellants in RSA No. 172/2013 and respondents in RSA No. 159/2016.

List the matters again on **31.03.2026**.

JUDGE

Comparing Assistant