

GAHC010063872025



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

Case No. : I.A.(Civil)/1072/2025

DIPAK DUTTA
S/O LATE LAKHIRAM, R/O GANESH PARA, A.K. DEV ROAD, NEAR BATHO
MANDIR, GUWAHATI- 781025

VERSUS

SMTI. MALATI BALA GOGOI AND 2 ORS
W/O LATE PADMA KUMAR GOGOI, R/O MACHKHOWA, A.T. ROAD, P.O AND
P.S- BHARALUMUKH, DIST- KAMRUP (METRO), ASSAM

2:ON THE DEATH OF BAKUL KUMAR GOGOI
HIS LEGAL HEIRS AND SUCCESSORS
NAMELY

2.1:SMTI. JITUMONI GOGOI
(WIFE)
R/O HOUSE NO. 7
MACHKHOWA
A.T. ROAD
NEAR USHA BUILDING
GUWAHATI-781009
DIST- KAMRUP (M)
ASSAM

2.2:MS. SIVANI GOGOI
(DAUGHTER)
R/O HOUSE NO. 7
MACHKHOWA
A.T. ROAD
NEAR USHA BUILDING
GUWAHATI-781009
DIST- KAMRUP (M)

ASSAM

2.3:BIJIT GOGOI
(SON)
R/O HOUSE NO. 7
MACHKHOWA
A.T. ROAD
NEAR USHA BUILDING
GUWAHATI-781009
DIST- KAMRUP (M)
ASSAM

3:PRADIP KUMAR GOGOI
S/O LATE PADMA KUMAR GOGOI
R/O MACHKHOWA
A.T. ROAD
P.O AND P.S- BHARALUMUKH
DIST- KAMRUP (METRO)
ASSA

Advocate for the Petitioner : MR Z MUKIT,

Advocate for the Respondent : MR. R DUBEY,

Linked Case : I.A.(Civil)/3019/2017

SMTI BINA DUTTA

VERSUS

SMTI MALATI BALA GOGOI and 2 ORS

Advocate for : MR.Z MUKIT

Advocate for : MR.R ALI appearing for SMTI MALATI BALA GOGOI and 2 ORS

Linked Case : RSA/90/2017

SRI DIPAK DUTTA
S/O LATE LAKHIRAM DUTTA
R/O GANESH PARA
A.K. DEV ROAD
NEAR BATHO MANDIR
GUWAHATI 781025

VERSUS

SMTI MALATI BALA GOGOI and 2 ORS
W/O LATE PADMA KUMAR GOGOI

2:BAKUL KUMAR GOGOI

3:PRADIP KUMAR GOGOI

NO.2 and 3 ARE THE SONS OF LATE PADMA KR. GOGOI ALL ARE R/O
MACHKHOWA
A.T. ROAD
P.O. and P.S. BHARALUMUKH
DIST. KAMRUP M
ASSAM.

Advocate for : MR.Z MUKIT
Advocate for : MR.R ALIR- 1-3 appearing for SMTI MALATI BALA GOGOI and 2
ORS

Linked Case : RSA/91/2017

SMTI BINA DUTTA
W/O SRI DIPAK DUTTA
R/O GANESH PARA
A.K. DEV ROAD
NEAR BATHO MANDIR
GUWAHATI 781025

VERSUS

SMTI MALATI BALA GOGOI and 2 ORS
W/O LATE PADMA KUMAR GOGOI

2:BAKUL KUMAR GOGOI

3:PRADIP KUMAR GOGOI
NO. 2 and 3 ARE THE SONS OF LATE PADMA KR. GOGOI ALL ARE R/O
MACHKHOWA
A.T. ROAD
P.O. and P.S. BHARALUMUKH
DIST. KAMRUP M
ASSAM.

Advocate for : MR.A SATTAR
Advocate for : MR.A BURAGOHAINR- 1-3 appearing for SMTI MALATI BALA
GOGOI and 2 ORS

Linked Case : I.A.(Civil)/933/2025

BINA DUTTA
W/O- SRI DIPAK DUTTA
R/O- GANESH PARA
A.K. DEV ROAD
NEAR BATHO MANDIR
GUWAHATI-781025.

VERSUS

MALATI BALA GOGOI AND 4 ORS.
W/O.- LATE PADMA KUMAR GOGOI
R/O.- MACHKHOWA A.T. ROAD
P.O. AND P.S. BHARALUMUKH
DIST.- KAMRUP METRO
ASSAM

2:ON THE DETH OF SRI BAKUL KUMAR GOGOI
HIS LEGAL HEIRS NAMELY SMTI JITUMONI GOGOI (WIFE)
R/O- HOUSE NO. 7
MACHKHOWA
A.T. ROAD
NEAR USHA BUILDING
GUWAHATI-781009
DIST. KAMRUP METRO
ASSAM

3:SIVANI GOGOI
(DAUGHTER)

R/O- HOUSE NO. 7
MACHKHOWA
A.T. ROAD
NEAR USHA BUILDING
GUWAHATI-781009
DIST. KAMRUP METRO
ASSAM

4:BIJIT GOGOI
(SON)
R/O- HOUSE NO. 7
MACHKHOWA
A.T. ROAD
NEAR USHA BUILDING
GUWAHATI-781009
DIST. KAMRUP METRO
ASSAM

5:PRADIP KUMAR GOGOI
S/O- LATE PADMA KR. GOGOI
R/O- MACHKHOWA
A.T. ROAD
P.O. AND P.S. BHARALUMUKH
DIST. KAMRUP METRO
ASSAM

Advocate for : MR Z MUKIT
Advocate for : MR. R DUBEY appearing for MALATI BALA GOGOI AND 4 ORS.

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

Date : 21.05.2025

Heard Mr. W Hoque, learned counsel appearing on behalf of Mr. A Sattar, learned counsel for the applicant. Also heard Ms. A.P Kayastha, learned counsel for all the respondents.

Ms. A.P Kayastha, learned counsel for all the respondents submits that she has already filed her power, in respect of respondent No. 1 & 3 and will be filing the power in respect of respondent No. 2 within 1(one) week from today.

This application under Order 22 Rule IV of C.P.C is preferred by the applicant for substitution of legal heirs of respondent No. 2 namely Sri. Bakul Kumar Gogoi who suffered on 25.10.2022.

Registry shall list the matter after **1(one) week** immediately after filing of Vakalatnama, in respect of respondent No. 2 by Ms. A.P Kayastha, learned counsel for all the respondents.

JUDGE

Comparing Assistant