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

Case No. : CRP(IO)/50/2026

ON THE DEATH OF NOWSHAD ALI, REPRESENTED BY HIS LEGAL HEIRS,
JOYNAB BEWA AND 14 ORS.
W/O LATE NOWSHAD ALI

2: ISMAIL SK
S/O LATE NOWSHAD ALI

3: AHAMMAD ALI
S/O LATE NOWSHAD ALI

4: ABDUL KARIM
S/O LATE NOWSHAD ALI

5: ABDUL RAHM
S/O LATE NOWSHAD ALI

6: ABDUL SABUR
S/O LATE NOWSHAD ALI

7: MOFIDUL ISLAM
S/O LATE NOWSHAD ALI

8: MOYNAL HOQUE
S/O LATE NOWSHAD ALI

9: AYNAL HOQUE
S/O LATE NOWSHAD ALI

10: RABIYA KHATUN
D/O LATE NOWSHAD ALI

11: SAHERA KHATUN
D/O LATE NOWSHAD ALI

12: MUNJILA KHATUN
D/O LATE NOWSHAD ALI

13: SALEMA KHATUN
D/O LATE NOWSHAD ALI

14: SONABHAN KHATUN
D/O LATE NOWSHAD ALI

15: ULUFA KHATUN
D/O LATE NOWSHAD ALI
ALL ARE R/O VILLAGE-NAYERALGA
PART - III
P.O- NAYERALAGA
P.S- BILASIPARA
DISTRICT- DHUBRI
ASSAM

VERSUS

ON THE DEATH OF CHAMPA BEWA, HER LEGAL HEIRS AND 3 ORS.
NAMELY

1.1:NOYAI SHEIKH
S/O LATE ELAHI BOXO
R/O VILLAGE- NAYERALGA
PART - III
P.O- NAYERALAGA
P.S- BILASIPARA
DISTRICT- DHUBRI
ASSAM. PIN- 783348

1.2:KUSHAI SHEIKH
S/O LATE ELAHI BOXO
R/O VILLAGE- NAYERALGA
PART - III
P.O- NAYERALAGA
P.S- BILASIPARA
DISTRICT- DHUBRI
ASSAM. PIN- 783348

1.3:SHUKITON BIBI
D/O LATE ELAHI BOXO
R/O VILLAGE- NAYERALGA
PART - III
P.O- NAYERALAGA
P.S- BILASIPARA
DISTRICT- DHUBRI

ASSAM. PIN- 783348

1.4:BHANU KHATUN
D/O LATE ELAHI BOXO
R/O VILLAGE- NAYERALGA
PART - III
P.O- NAYERALAGA
P.S- BILASIPARA
DISTRICT- DHUBRI
ASSAM. PIN- 783348

2:DULUBHAN BEWA
W/O LATE MOMOR ALI
D/O LATE ROUSTAM ALI
R/O VILLAGE- NAYERALGA
PART- III
P.O- NAYERALAGA
P.S- BILASIPARA
DISTRICT- DHUBRI
ASSAM. PIN- 783348

3:MOJIBOR RAHMAN
S/O LATE HATEM ALI
R/O VILLAGE- NAYERALGA
PART- III
P.O- NAYERALAGA
P.S- BILASIPARA
DISTRICT- DHUBRI
ASSAM. PIN- 783348

4:HASHEM ALI
R/O VILLAGE NAYERALGA
PART- III
P.O NAYERALAGA
P.S BILASIPARA
DISTRICT- DHUBRI
ASSAM. PIN- 78334

Advocate for the Petitioner : MR N N UPADHYAYA, MR. S UPADHAYA,MR. B B KAKATI,MR. D K BAGCHI

Advocate for the Respondent : ,

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN**

ORDER

Date :23.02.2026

Heard Mr. N.N. Upadhyaya, learned counsel for the petitioners.

2. In this petition, under Article 227 of the Constitution of India, read with Sections 115/151 of the CPC, the petitioners have challenged the order dated 09.12.2025, passed by the learned Civil Judge (Junior Division) No. 2, Bilasipara, in Misc. (J) Case No. 132/2024, arising out of Title Suit No. 117/2016.
3. It is to be noted here that vide impugned order dated 09.12.2025, the learned Civil Judge (Junior Division) No. 2, Bilasipara has dismissed the application filed by the petitioners for amendment of the plaint.
4. Perused the petition and the documents placed on record, and also perused the impugned order dated 09.12.2025.
5. Let notice be issued to the respondents, returnable in four weeks.
6. Steps be taken upon the respondents by way of speed post as well as by usual process within a week from today.
7. List the matter after four weeks.
8. Interim prayer of the petitioners will be considered on returnable date.

JUDGE

Comparing Assistant