

GAHC010027042017



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

Case No. : FAO/35/2017

AMIR ALI and 3 ORS
S/O RAJAN ALI

2: TAIABUR RAHMAN @ TERA MIA

S/O REJAN ALI

3: ABDUL BASIT
S/O LATE JAMIR ALI

4: ABDUR ROUF
S/O LATE TAMIR ALI
ALL ARE R/O VILL. JALALPUR
P.O. MALUA
P.S. BADARPUR
DIST. KARIMGANJ
ASSA

VERSUS

MUSSTT NURUBI BIBI @ MUSSTT KARUN BEGUM and 20 ORS
D/O LATE ARJAN ALI, W/O EKLAS ALI, VILL. SWASTAGRAM, P.O.
UMARPUR, P.S. BADARPUR, DIST. KARIMGANJ, ASSAM 788806

2:MUSSTT. SOLIMA BEGUM

D/O LATE ARJAN ALI
VILL. JALALPUR
P.O. MALUA
P.S. BADARPUR
DIST. KARIMGANJ
ASSAM 788806

3:MOIMUNNESSA @ EKLIMA

D/O LATE ARJAN ALI
W/O ABDUL NOOR
VILL. WEST HASHANPUR
P.O. MOHAKAL BLOCK
P.S. BADARPUR
DIST. KARIMGANJ
ASSAM 788806

4:MOKHLIMA BEGUM

D/O LATE ARJAN ALI
W/O ANGUR ALI
VILL. DEORAIL
P.O. and P.S. BADARPUR
DIST. KARIMGANJ
ASSAM 788806

5:FATIMA BEGUM

D/O LATE ARJAN ALI
W/O SIRAJ UDDIN
VILL. NOYAPATHAN
P.O. BHANGABAZAR
P.S. BADARPUR
DIST. KARIMGANJ
ASSAM 788701

6:THE STATE OF ASSAM

REPRESENTED BY THE DEPUTY COMMISSIONER
KARIMGANJ
P.O.
P.S. and DIST. KARIMGANJ
ASSAM
PIN 788710

7:THE CIRCLE OFFICER

BADARPUR
P.O. and P.S. BADARPUR
DIST. KARIMGANJ
ASSAM
PIN 788710

8:THE SUB REGISTRAR
BHANGABAZAR
P.O. BHANGABAZAR

P.S. BADARPUR
DIST. KARIMGANJ
ASSAM
PIN 78871

Advocate for the Petitioner : MRS.R CHOUDHURY, MS.N BEGUM,MS.A BEGUM

Advocate for the Respondent : MR. M H RAJBARBHUIYAN(R-2,3,4,5), ADDL. SR. GA, ASSAM
(R-6,7,8),MR G BHARADWAJ(R-2,3,4,5)

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

17.11.2025

- 1.** Heard Ms. R. Choudhury, the learned counsel for the appellants. Also heard Mr. T.R. Gogoi, the learned counsel for the respondent Nos. 6, 7 and 8 though on last occasions Mr. M.H. Rajbarbhuiyan, the learned counsel appeared for the respondent Nos. 2 to 5. However, he is absent today.
- 2.** It also appears that by order dated 10.11.2025, the names of respondent Nos. 9 to 21 were struck off from the memo of appeal. However, on perusal of the order dated 10.11.2025, it appears that on that day, the learned counsel for the respondent Nos. 2 to 5 had informed this court that respondent No. 1 has already expired.
- 3.** In view of the above, the learned counsel for the appellant seeks some time to take appropriate steps in view of the death of respondent No. 1.
- 4.** The prayer is allowed.

- 5.** Let this case be listed after 10th December.
- 6.** Interim order passed earlier shall continue till then.

JUDGE

Comparing Assistant