

GAHC010046302017



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

Case No. : RSA/322/2017

ON THE DEATH OF ISMAIL HUSSAIN @ PUTU, HIS LEGAL HEIRS and ORS
NAMELY-

1.1: YATUN NESSA
WIFE
C/O YATUN NESSA
W/O LATE ISMAIL HUSSAIN @ ISMAIL ALI @ PUTU
RESIDENT OF VILLAGE GOALPARA TOWN
WARD NO. 4
PS AND SUB DIVISION GOALPARA
DIST GOALPARA
ASSAM

1.2: RUPA BEGUM
DAUGHTER
C/O YATUN NESSA
W/O LATE ISMAIL HUSSAIN @ ISMAIL ALI @ PUTU
RESIDENT OF VILLAGE GOALPARA TOWN
WARD NO. 4
PS AND SUB DIVISION GOALPARA
DIST GOALPARA
ASSAM

1.3: RUPAM ALI
SON
C/O YATUN NESSA
W/O LATE ISMAIL HUSSAIN @ ISMAIL ALI @ PUTU
RESIDENT OF VILLAGE GOALPARA TOWN
WARD NO. 4
PS AND SUB DIVISION GOALPARA
DIST GOALPARA
ASSAM

1.4: EAR HUSSAIN

SON
C/O YATUN NESSA
W/O LATE ISMAIL HUSSAIN @ ISMAIL ALI @ PUTU
RESIDENT OF VILLAGE GOALPARA TOWN
WARD NO. 4
PS AND SUB DIVISION GOALPARA
DIST GOALPARA
ASSAM

1.5: EYAKUB HUSSAIN
SON
C/O YATUN NESSA
W/O LATE ISMAIL HUSSAIN @ ISMAIL ALI @ PUTU
RESIDENT OF VILLAGE GOALPARA TOWN
WARD NO. 4
PS AND SUB DIVISION GOALPARA
DIST GOALPARA
ASSAM

1.6: RUBINA KHATUN
DAUGHTER
C/O YATUN NESSA
W/O LATE ISMAIL HUSSAIN @ ISMAIL ALI @ PUTU
RESIDENT OF VILLAGE GOALPARA TOWN
WARD NO. 4
PS AND SUB DIVISION GOALPARA
DIST GOALPARA
ASSAM

2: MD. ABDUL AZIZ @ AZIZ
S/O LATE ELAHI SHEIKH

3: ON THE DEATH OF MD. ALISH ALI @ BATCHU
HIS LEGAL HEIRS

3.1: ANSURA BEGUM
W/O LATE MD ALISH ALI
R/O VILL. BAUSIAPARA
SWARAJ ROAD
P.O. and P.S. GOALPARA
PIN 783101
DIST. GOALPARA
ASSAM.

3.2: ASIF ALI
S/O LATE MD ALISH ALI
R/O VILL. BAUSIAPARA
SWARAJ ROAD

P.O. and P.S. GOALPARA
PIN 783101
DIST. GOALPARA
ASSAM.

3.3: IRFAN ALI
S/O LATE MD ALISH ALI
R/O VILL. BAUSIAPARA
SWARAJ ROAD
P.O. and P.S. GOALPARA
PIN 783101
DIST. GOALPARA
ASSAM

VERSUS

ON THE DEATH OF MONOWAR HUSSAIN, HIS LEGAL HEIRS
NAMELY-

1.1:MEHNAJ MONOWAR
D/O LATE MONOWAR HUSSAIN
WO GUDDU KHAN
RO SIX MILE
PO AND PS KHANAPARA
DIST KAMRUP (M)
ASSAM
PIN 781002

1.2:SAHNAJ MONOWAR
D/O LATE MONOWAR HUSSAIN
W/O GUDDU KHAN
R/O SIX MILE
PO AND PS KHANAPARA
DIST KAMRUP (M)
ASSAM
PIN 78100

Advocate for the Petitioner : MS.R CHOUDHURY, MS.A BEGUM,MS.P SARMAH

Advocate for the Respondent : MR A K RAI, DR AZIZ KHAN (R-1.1,1.2),MR. T R ROY,MS. N RAI

**BEFORE
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI**

ORDER

Date : 26.03.2026

None appears for the appellants on call. Dr. Aziz Khan, learned counsel is present on behalf of the respondents.

It appears that on the last occasion, i.e., 26.02.2026 as well there was no representation on behalf of the appellants. In view of the consecutive non-appearance of the appellant's counsel, the second appeal stands dismissed for non-prosecution.

Interim order passed earlier, if any, stand vacated.

Return the Trial Court Record(s).

JUDGE

Comparing Assistant