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

Case No. : CRP(IO)/86/2026

JAYNAL HOQUE AND 8 ORS
S/O LATE IMAN ALI, RESIDENT OF VILLAGE- SHIDUNI, MOUZA- JANIA,
DISTRICT- BARPETA, ASSAM

2: MAYNAL HOQUE
S/O LATE IMAN ALI
RESIDENT OF VILLAGE- SHIDUNI
MOUZA- JANIA
DISTRICT- BARPETA
ASSAM

3: SAMSUL HOQUE
S/O LATE IMAN ALI
RESIDENT OF VILLAGE- SHIDUNI
MOUZA- JANIA
DISTRICT- BARPETA
ASSAM

4: AKBAR ALI
S/O LATE IMAN ALI
RESIDENT OF VILLAGE- SHIDUNI
MOUZA- JANIA
DISTRICT- BARPETA
ASSAM

5: NAYAN ALI
S/O LATE IMAN ALI
RESIDENT OF VILLAGE- SHIDUNI
MOUZA- JANIA
DISTRICT- BARPETA
ASSAM

6: JAKIR HUSSAIN
S/O LATE IMAN ALI

RESIDENT OF VILLAGE- SHIDUNI
MOUZA- JANIA
DISTRICT- BARPETA
ASSAM

7: NAYAN BHANU
W/O LATE IMAN ALI
RESIDENT OF VILLAGE- SHIDUNI
MOUZA- JANIA
DISTRICT- BARPETA
ASSAM

8: MONOWARA KHATUN
D/O LATE IMAN ALI
W/O SUKUR ALI
RESIDENT OF VILLAGE- KANDAPARA
MOUZA- JANIA
DISTRICT- BARPETA
ASSAM

9: ANOWAR KHATUN
D/O LATE IMAN ALI
W/O SUKUR ALI
RESIDENT OF VILLAGE- TAPAJULI
MOUZA- JANIA
DISTRICT- BARPETA
ASSA

VERSUS

ON THE DEATH OF ABDUR RAHMAN, HIS LEGAL REPRESENTATIVES,
JAHIDUL ISLAM AND 3 ORS.
S/O LATE ABDUR RAHMAN, RESIDENT OF VILLAGE- SHIDUNI, MOUZA-
JANIA, DISTRICT- BARPETA, ASSAM

2: RAFIKUL ISLAM
S/O LATE ABDUR RAHMAN
RESIDENT OF VILLAGE- SHIDUNI
MOUZA- JANIA
DISTRICT- BARPETA
ASSAM

3: ASRAF ALI
S/O LATE ABDUR RAHMAN
RESIDENT OF VILLAGE- SHIDUNI
MOUZA- JANIA
DISTRICT- BARPETA
ASSAM

4:RABIA KHATUN
W/O LATE ABDUR RAHMAN
RESIDENT OF VILLAGE- SHIDUNI
MOUZA- JANIA
DISTRICT- BARPETA
ASSA

Advocate for the Petitioner : MR. J AHMED, J N KHANDAKAR,H G DAISY

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

30.03.2026

Heard Mr. J. Ahmed, learned counsel for the petitioner.

In this petition, under Article 227 of the Constitution of India, the petitioner has challenged the Order, dated 14.11.2025; passed by the learned Civil Judge (Jr. Div) No. 2, Barpeta, in Misc (J) Case No. 415/2024; arising out of Title Suit No. 226/2025.

It is to be noted here that vide impugned order, dated 14.11.2025; the learned Trial Court has dismissed the petition filed by the petitioner for amendment of the counter affidavit.

Perused the petition and the documents placed on record and also perused the impugned order, dated 14.11.2025.

Let notice be issued to the respondents, returnable in 2 (two) weeks.

Steps be taken by speed post and also by usual process, within a week from today.

List after **2 (two) weeks**.

The interim prayer of the petitioner will be considered in the next returnable date.

JUDGE

Comparing Assistant