

GAHC010048822018



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

Case No. : RSA 62/2018

1:NALINI DEKA
R/O NIZARAPAR, P.S. AND P.O. CHANDMARI, DIST. KAMRUP, PIN 781003

VERSUS

1:ON THE DEATH OF NURJAHAN BEGUM HER LEGAL HEIRS MD.
MAKIBUR RAHMAN AND 4 ORS,
R/O KUMARPARA, P.S. BHARALUMUKH, DIST. KAMRUP

2:MD IMRAN HUSSAIN
R/O KUMARPARA
P.S. BHARALUMUKH
DIST. KAMRUP

3:MD. FARUK HUSSAIN
R/O KUMARPARA
P.S. BHARALUMUKH
DIST. KAMRUP

4:MUSST. NURNAHAR BEGUM
R/O KUMARPARA
P.S. BHARALUMUKH
DIST. KAMRUP

5:MUSST. BIELKISH BEGUM
R/O KUMARPARA
P.S. BHARALUMUKH
DIST. KAMRU

Advocate for the Petitioner : MR. A B CHOUDHURY

Advocate for the Respondent :

**BEFORE
HONOURABLE MR. JUSTICE MIR ALFAZ ALI**

ORDER

Date : 14-03-2018

Heard Mr. A.C. Sarma, learned Senior Counsel for the appellant.

This second appeal is admitted to be heard on the following substantial questions of law :-

1. Whether the suit is barred by limitation ?
2. Whether the appellant is a bonafide purchaser and is protected under section 41 of the Transfer of Property Act ?

Issue notice, returnable within four weeks.

Call for the record.

Steps for notice for the respondents by registered A/D post and also by usual process within seven days.

The appellant shall be at liberty to raise any other substantial question of law, if so desires, at the time of hearing.

Learned Senior Counsel, Mr. A.C. Sarma for the appellant submits that his name has not been shown in the cause list. Registry shall reflect the name of the learned Senior counsel, Mr. A.C. Sarma in the cause list and record.

JUDGE

Comparing Assistant