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

Case No. : FAO/19/2024

SMT. CHAPALA CHOUDHURY AND 4 ORS
W/O LATE MRINAL KANTI CHOUDHURY
RESIDENT OF SORBHOG WARD NO. 8, DIST BARPETA ASSAM, 781317

2: SRI NILKAMAL CHOUDHURY
S/O LATE MRINAL KANTI CHOUDHURY
RESIDENT OF SORBHOG
WARD NO. 8
DIST BARPETA ASSAM
781317

3: SRI SANTANU CHOUDHURY
S/O LATE MRINAL KANTI CHOUDHURY
RESIDENT OF SORBHOG
WARD NO. 8
DIST BARPETA
ASSAM
781317

4: SMTI ARCHANA DUTTA
W/O SRI PURUSHOTTAM DUTTA
RESIDENT OF BOLORAM BASUMATARY PATH
BYE LANE NO. 6
PO BELTOLA
GUWAHATI 781028
DIST KAMRUP(M)
ASSAM

5: SMTI RANU DAS
W/O SRI DEEP DAS
RESIDENT OF NEAR LAKSHMI MANDIR
PO AND PS SORBHOG
DIST BARPETA

ASSAM 78131

VERSUS

ON THE DEATH OF NIHAR KANTI CHOUDHURY HIS LEGAL HEIRS 1)
MANUMATI CHOUDHURY AND 4 ORS
W/O LATE NIHAR KANTI CHOUDHURY RESIDENT OF H. No. 13, By Lane
No.2, KALYANPUR, GANESHGURI,
PO SACHIVALAYA, GUWAHATI 781006, DIST KAMRUP(M), ASSAM

2:ANAL KUMAR CHOUDHURY
S/O LATE NIHAR KANTI CHOUDHURY
RESIDENT OF HOUSE NO.13
BY LANE NO.2

KALYANPUR
GANESHGURI

PO - SACHIVALAYA
GUWAHATI- 781006.
DISTRICT - KAMRUP(M)
ASSAM

3:KULIP CHOUDHURY
S/O LATE NIHAR KANTI CHOUDHURY
RESIDENT OF HOUSE NO.13
BY LANE NO.2

KALYANPUR
GANESHGURI

PO - SACHIVALAYA
GUWAHATI- 781006.
DISTRICT - KAMRUP(M)
ASSAM

4:SMTI PRABALI CHOUDHURY
D/O LATE NIHAR KANTI CHOUDHURY
RESIDENT OF HOUSE NO.13
BY LANE NO.2

KALYANPUR
GANESHGURI

PO - SACHIVALAYA
GUWAHATI- 781006.
DISTRICT - KAMRUP(M)
ASSAM

5:SMTI DIPANJALI CHOUDHURY
D/O LATE NIHAR KANTI CHOUDHURY
RESIDENT OF BHATTA PARA

PUB MAJIRGAON
PO - AZARA
GUWAHATI-781017
DISTRICT - KAMRUP(M)
ASSAM

Advocate for the Petitioner : MR. SURAJIT DAS, MR S A BARBHUYAN,MR. P P DAS

Advocate for the Respondent : MR. R K JAIN, TULIKA BORAH

Linked Case : I.A.(Civil)/1911/2024

CHAPALA CHOUDHURY AND 4 ORS
W/O LATE MRINAL KANTI CHOUDHURY
RESIDENT OF SORBHOG WARD NO. 8
DIST BARPETA ASSAM
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GUWAHATI 781028
DIST KAMRUP M ASSAM

5: SMTI RANU DAS

W/O SRI DEEP DAS
RESIDENT OF LAKSHMI MANDIR

PO AND PS SORBHOG
DIST BARPETA
ASSAM 781317
VERSUS

ON THE DEATH OF NIHAR KANTI CHOUDHURY HIS LEGAL HEIRS 1)
MANUMATI CHOUDHURY AND ORS
S/O LATE NABIN CHANDRA CHOUDHURY RESIDENT OF KALYANPUR
BYE LANE NO. 2
GANESHGURI
PO ASSAM SACHIVALAYA
GUWAHATI 781006
DIST KAMRUP M ASSAM

2:ANAL KUMAR CHOUDHURY
S/O LATE NIHAR KANTI CHOUDHURY RESIDENT OF KALYANPUR
BYE LANE NO. 2
GANESHGURI
PO ASSAM SACHIVALAYA
GUWAHATI 781006
DIST KAMRUP M ASSAM

3:KULIP CHOUDHURY
S/O LATE NIHAR KANTI CHOUDHURY RESIDENT OF KALYANPUR
BYE LANE NO. 2
GANESHGURI
PO ASSAM SACHIVALAYA
GUWAHATI 781006
DIST KAMRUP M ASSAM

4:SMTI PRABALI CHOUDHURY
D/O LATE NIHAR KANTI CHOUDHURY RESIDENT OF KALYANPUR
BYE LANE NO. 2
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PO ASSAM SACHIVALAYA
GUWAHATI 781006
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5:SMTI DIPANJALI CHOUDHURY
D/O LATE NIHAR KANTI CHOUDHURY RESIDENT OF PUB MAJIRGAON
P.O. AZARA
GUWAHATI-17
DIST KAMRUP M ASSAM

Advocate for : MR. SURAJIT DAS
Advocate for : appearing for ON THE DEATH OF NIHAR KANTI CHOUDHURY

HIS LEGAL HEIRS 1) MANUMATI CHOUDHURY AND ORS

**BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA**

ORDER

Date - 01.06.2026

- 1.** Heard Mr. S. Das, learned counsel for the appellant. Also heard Mr. R. K. Jain, learned counsel for all the respondents.
- 2.** It is submitted by the learned counsel for the appellant that by order dated 22.05.2026, this Court had referred the instant appeal for mediation after finding the element of settlement in the instant case.
- 3.** However, he submits that in paragraph 3 of the order dated 22.05.2026, the Court directed only the petitioner to appear before the appointed mediator which is due to accidental slip.
- 4.** Mr. R. K. Jain, the learned counsel for all the respondents also submits that this seems to be due to oversight and needs to be rectified. Accordingly, in addition to the petitioner, the respondents are also directed to appear before the appointed Mediator in the Gauhati High Court Mediation Centre on the date to be notified by the said Mediator.
- 5.** Let this matter be listed on 04.08.2026.

JUDGE

Comparing Assistant