

GAHC010098292022



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

Case No. : RSA/125/2022

GANESH KANU AND 6 ORS.
S/O- LATE CHEDILAL KANU, R/O- DHEKIAJULI TOWN, WARD NO. 6, P.O.,
P.S. AND MOUZA- DHEKIAJULI-784110, DIST. SONITPUR, ASSAM

2: SMTI PANMATI KANU
W/O- LATE CHEDILAL KANU
R/O- DHEKIAJULI TOWN
WARD NO. 6
P.O.
P.S. AND MOUZA- DHEKIAJULI-784110
DIST. SONITPUR
ASSAM

3: SANJOY KANU
S/O- LATE CHEDILAL KANU
R/O- DHEKIAJULI TOWN
WARD NO. 6
P.O.
P.S. AND MOUZA- DHEKIAJULI-784110
DIST. SONITPUR
ASSAM

4: GOBINDA KANU
S/O- LATE CHEDILAL KANU
R/O- DHEKIAJULI TOWN
WARD NO. 6
P.O.
P.S. AND MOUZA- DHEKIAJULI-784110
DIST. SONITPUR
ASSAM

5: ANUP KANU
S/O- LATE CHEDILAL KANU
R/O- DHEKIAJULI TOWN

WARD NO. 6
P.O.
P.S. AND MOUZA- DHEKIAJULI-784110
DIST. SONITPUR
ASSAM

6: SMTI. LAXMI KANU
D/O- LATE CHEDILAL KANU
R/O- DHEKIAJULI TOWN
WARD NO. 6
P.O.
P.S. AND MOUZA- DHEKIAJULI-784110
DIST. SONITPUR
ASSAM

7: SMTI PUJA KANU
D/O- LATE CHEDILAL KANU
R/O- DHEKIAJULI TOWN
WARD NO. 6
P.O.
P.S. AND MOUZA- DHEKIAJULI-784110
DIST. SONITPUR
ASSA

VERSUS

TRIBENI PRASAD KANU
S/O- LATE JAMUNA PRASAD KANU, R/O- WARD NO. 7, DHEKIAJULI TOWN,
P.O., P.S. AND MOUZA- DHEKIAJULI, DIST. SONITPUR, ASSAM, PIN- 784110.

Advocate for the Petitioner : MR. A SATTAR
Advocate for the Respondent : MR. I H LASKAR

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

27.02.2024

Heard Mr. A. Sattar, learned counsel appearing for the appellants.
Also heard Mr. P.K. Deka, learned counsel representing the sole

respondent.

Today, another substantial question of law is framed, which will read as under:

“Whether the first appellate court judgment is bad in law for non-compliance of the provision of law as laid-down in Order XLI Rule 31 of the Code of Civil Procedure?”

List this appeal for hearing on 28.03.2024 along with Test.App./01/2019.

JUDGE

Comparing Assistant