

GAHC010113532016



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

**Case No. : RSA/161/2016**

MD MUKIBAR RAHMAN  
S/O LATE NIMAI @ MAHIR ALI, R/O NALBARI TOWN, WARD NO. 11,  
MAUZA KHATA, P.S. and DIST. NALBARI, ASSAM, PIN 781335

VERSUS

MD ABDUL MATIN and 2 ORS  
S/O LATE NIMAI @ MAHIR ALI, R/O NALBARI TOWN, WARD NO. 11,  
MAUZA KHATA, P.S. and DIST. NALBARI, ASSAM, PIN NO. 781335

2:MD. MAZIBAR RAHMAN  
S/O LATE NIMAI @ MAHIR ALI  
R/O NALBARI TOWN  
WARD NO. 11  
MAUZA-KHATA  
P.S. and DIST. NALBARI  
ASSAM  
PIN NO. 781335

3:ON THE DEATH OF LATE MAMUD @ MAHMUD HUSSAIN HIS LEGAL  
HEIRS  
NAMELY-

3.1:MRS.ALIJA BEGUM (WIFE)  
R/O.WARD NO.11  
CIRCUIT HOUSE  
BARAMA ROAD  
NALBARI  
P.S. NALBARI  
P.O. NALBARI  
PIN-781335  
DIST. NALBARI

(ASSAM)

3.2:MUSTAQUR RAHMAN (SON)  
R/O. WARD NO.11  
CIRCUIT HOUSE  
BARAMA ROAD  
NALBARI  
P.S. NALBARI  
P.O. NALBARI  
PIN-781335  
DIST. NALBARI (ASSAM)

3.3:SAHANI HUSSAIN (DAUGHTER)  
W/O. SYED KHABIRUDDIN AHMED

R/O VILLAGE-KAMALPUR  
P.O. AND P.S.- KAMALPUR  
PIN-781380  
DIST. KAMRUP (RURAL)  
ASSAM

**Advocate for the Petitioner** : MR.L MOHAN, MR.S ROY,MR.J I BORBHUIYA,MS.F BEGUM

**Advocate for the Respondent** : MS.B SARMAR-1, MS K SARMA(r-3 (i),(ii),(iii)),MD ASLAM,MR G N SAHEWALLA(r-3 (i),(ii),(iii)),MS. S. TODI (R1)(r-3 (i),(ii),(iii)),MR G N SAHEWALLA (R1),MR.R JAIN(R-1),MR.MD ASLAM(R-1)(r-3 (i),(ii),(iii)),MS.D SWAMI(R-2-3),MR.P DEKA(R-2-3)

**BEFORE**  
**HONOURABLE MR. JUSTICE ROBIN PHUKAN**

**ORDER**

**Date : 01.04.2025**

Mr. S. Paul, learned counsel appearing on behalf of Ms. F. Begum, learned counsel for the appellant, with consent from the other side, prays for listing the matter on 24.04.2025.

**JUDGE**

**Comparing Assistant**