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

Case No. : RSA/68/2025

SUNIT HAZARIKA
S/O LT. BIREN HAZARIKA VILL. NIZ BIHOGURI BORDUBIA GENGAR
CHUBURI P.O. PITHAKHOWA DIST. SONITPUR ASSAM

VERSUS

ON THE DEATH OF JOGEN HAZARIKA HIS LEGAL HEIRS AND ORS.
NAMELY-

1.1:PRANITA HAZARIKA
W/O LATE JOGEN HAZARIKA
VILL. NIZ BIHOGURI BORDUBIA GENGAR CHUBURI P.O. PITHAKHUWA
DST. SONITPUR ASSAM PIN 784153

1.2:RAKTIM HAZARIKA
W/O JOGEN HAZARIKA VILL. NIZ BIHOGURI BORDUBIA GENGAR
CHUBURI P.O. PITHAKHUWA DST. SONITPUR ASSAM PIN 784153

1.3:RITAM HAZARIKA
S/O LT. JOGEN HAZARIKA VILL. NIZ BIHOGURI BORDUBIA GENGAR
CHUBURI P.O. PITHAKHUWA DST. SONITPUR ASSAM PIN 784153

1.4:RITRISHA HAZARIKA
D/O LT. JOGEN HAZARIKA VILL. NIZ BIHOGURI BORDUBIA GENGAR
CHUBURI P.O. PITHAKHUWA DST. SONITPUR ASSAM PIN 784153

2:MILAN HAZARIKA
S/O LT. LAKHIRAM HAZARIKA VILL. BORDUBIA P.O. BIHUGURI DIST.
SONITPUR ASSAM PIN 78415

Advocate for the Petitioner : MS. R CHOUDHURY, MR. M ISLAM

Advocate for the Respondent : MS. B CHOUDHURY, MR T NAZIB,MR. P. CHOUDHURY,J DAS

Linked Case : RSA/69/2025

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SONITPUR ASSAM PIN 784153

For the Appellant(s) : Ms. R. Choudhury, Advocate
: Mr. M. Ahmed, Advocate

For the Respondent(s) : Ms. B. Choudhury, Advocate

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 13.06.2025

Both these appeals arise out of concurrent findings of fact that the plaintiff/appellant had failed to prove his adverse possession. In view of such findings, this Court under Section 100 of the Code of Civil Procedure, 1908 would not be in a position to interfere sans any perversity can be shown.

2. Therefore, to find out as to whether there is a substantial question of law that can be formulated in both the appeals, Ms. R. Choudhury, the learned counsel appearing on behalf of the appellant in both the appeals seeks for some time to go through the evidence.

3. Accordingly, list the appeals again on 21.07.2025.

JUDGE

Comparing Assistant