

RSA 251/2015

BEFORE

HON'BLE MR. JUSTICE SUMAN SHYAM

Heard Mr. B. D. Deka, learned counsel appearing for the appellants

Admit this appeal.

Issue notice, returnable within 4 (four) weeks.

Steps by registered post for service of notice upon the respondents within 3 (three) days from today.

Call for the records.

The second appeal would be heard on the following substantial question of law:-

1) Whether the learned First Appellate Court committed manifest illegality by holding that the plaintiff's suit was bad for non-joinder of Smt. Lily Das as a necessary party notwithstanding the fact that no such plea of non-joinder of necessary party was taken by the defendants in the written statement?

The appellants would be at liberty to urge any other substantial question of law that may emerge at the time of hearing of this case.