

GAHC010138642025



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

Case No. : CRP/108/2025

NRIPENDRA CHANDRA DAS @ NRIPEN CHANDRA DAS AND ANR
S/O LATE DEVENDRA CHANDRA DAS, R/O VILL- BAKRIHAWAR PART-IX,
P.O.- NORTH NARAINPUR, P.S.- PANCHGRAM, DIST- HAILAKANDI, ASSAM,
PIN-788801

2: SWWAPAN CHANDRA DAS
S/O LATE DEVENDRA CHANDRA DAS
R/O VILL- BAKRIHAWAR PART-IX
P.O.- NORTH NARAINPUR
P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM
PIN-78880

VERSUS

LEGAL HEIRS OF LATE GOPENDRA KUMAR GOSWAMI, RANADHIR
GOSWAMI AND 10 ORS.
S/O LATE GOPENDRA KUMAR GOSWAMI, R/O VILL- KALINAGAR PART-III,
P.S.- PANCHGRAM, DIST- HAILAKANDI, ASSAM, PIN-788801

2:SAMEER GOSWAMI
S/O LATE GOPENDRA KUMAR GOSWAMI
R/O VILL- KALINAGAR PART-III
P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM
PIN-788801

3:LEGAL HEIRS OF LATE PRAVEER KUMAR GOSWAMI
PUSHPITA GOSWAMI
W/O LATE PRAVEER KUMAR GOSWAMI
R/O VILL- BAKRIHAWAR PART-IX
P.O.- NORTH NARAINPUR

P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM
PIN-788801

4:PAPARI GOSWAMI
D/O LATE PRAVEER KUMAR GOSWAMI
R/O VILL- BAKRIHAWAR PART-IX
P.O.- NORTH NARAINPUR
P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM
PIN-788801

5:PURAVI GOSWAMI
D/O LATE PRAVEER KUMAR GOSWAMI
R/O VILL- BAKRIHAWAR PART-IX
P.O.- NORTH NARAINPUR
P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM
PIN-788801

6:PIYAM GOSWAMI
S/O LATE PRAVEER KUMAR GOSWAMI
R/O VILL- BAKRIHAWAR PART-IX
P.O.- NORTH NARAINPUR
P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM
PIN-788801

7:JYOTSNA PRABHA GOSWAMI @ MINTU GOSWAMI
W/O NIKHIL RANJAN GOSWAMI
R/O VILL- KALINAGAR PART-III
P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM
PIN-788801

8:LEGAL HEIRS OF LATE HRIDAY CHAND GOSWAMI
HIMANSHU GOSWAMI
S/O LATE HIRENDRA CHANDRA GOSWAMI
R/O VILL- BAKRIHAWAR PART-IX
P.O.- NORTH NARAINPUR
P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM

PIN-788801

9:HARMADHAV GOSWAMI
S/O LATE HIRENDRA CHANDRA GOSWAMI
R/O VILL- BAKRIHAWAR PART-IX
P.O.- NORTH NARAINPUR
P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM
PIN-788801

10:HARSHVARDHAN GOSWAMI
S/O LATE HIRENDRA CHANDRA GOSWAMI
R/O VILL- BAKRIHAWAR PART-IX
P.O.- NORTH NARAINPUR
P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM
PIN-788801

11:HIMANI GOSWAMI
D/O LATE HIRENDRA CHANDRA GOSWAMI
R/O VILL- BAKRIHAWAR PART-IX
P.O.- NORTH NARAINPUR
P.S.- PANCHGRAM
DIST- HAILAKANDI
ASSAM
PIN-78880

Advocate for the Petitioner : MR. B CHAKRAVARTY, P P NATH,A SARMA,MR. A NATH

Advocate for the Respondent : MR. S K GHOSH(R 1TO 10), MS F AHMED(R 1TO 10)

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 08.06.2026

- 1.** Heard Ms. A. Sarma, learned counsel for the petitioners. Also heard Mr. S. K. Ghosh, learned counsel for the respondent Nos. 1 to 10.
- 2.** Office note dated 05.06.2026 shows that no steps as regards issuance

of notice on respondent No. 11 has yet been taken by the petitioners.

3. The learned counsel for the petitioners submits that some time may be granted for taking steps for issuance of notice on respondent No. 11.

4. On the other hand, the learned counsel for the respondents submits that the respondent No. 11 has expired on 18.10.2024 even before filing of this revision petition.

5. Though, there is lapse on the part of the petitioners to take steps, it appears that the respondent No. 11 expired during the pendency of the suit even before passing of the order of dismissal of temporary injunction by the lower appellate court and no substitution petition has been filed before the trial court. Hence, it appears that the suit against the respondent No. 11 who is defendant No. 11 before the trial court has already abated, therefore, purpose of granting any further time for taking steps with regard to death of respondent No. 11, to the petitioners' side, does not carry any meaning.

6. However, on the request of learned counsel for the petitioners, list this matter again day after tomorrow i.e., on 10th of June, 2026. On that day, the learned counsel for the petitioners may make necessary submissions in this regard after taking proper instructions.

7. List accordingly.

JUDGE

Comparing Assistant