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

Case No. : RFA/57/2026

SRI NARAYAN BARMAN AND ANR.
S/O LATE GANESH BARMAN,

2: SRI PRAN NATH BARMAN
S/O LATE GANESH BARMAN

BOTH ARE RESIDENT OF VILLAGE- ATHIABARI
WARD NO.8
BARPETA ROAD
. MOUZA- GOBARDHANA
P.O. BARPETA ROAD
DISTRICT-BARPETA
ASSA

VERSUS

SRI RADHA BINOD BARMAN AND 3 ORS.
S/O LATE JOGENDRA BARMAN, RESIDENT OF VILLAGE- UTTAR
ATHIABARI, MOUZA- GOBARDHANA, DISTRICT- BARPETA, ASSAM AND
AT PRESENT RESIDING IN MUMBAI, A1/1006, RIDHI GARDEN, FILM CITY
ROAD, MALAD E

2:SRI KRISHNA BINOD BARMAN
S/O LATE JOGENDRA BARMAN

RESIDENT OF VILLAGE- UTTAR ATHIABARI
MOUZA- GOBARDHANA
DISTRICT- BARPETA
ASSAM AND AT PRESENT RESIDING IN FLAT NO. 202
BLOCK V
DELHI ADMIN FLATS
MOTIA KHAN
NEW DELHI

3:SRI MRINAL KANTI BARMAN
S/O LATE JOGENDRA BARMAN

RESIDENT OF VILLAGE- UTTAR ATHIABARI
MOUZA- GOBARDHANA
DISTRICT- BARPETA
ASSAM AND AT PRESENT RESIDING IN KOLKATA
WEST BENGAL VINAYAK
FLAT NO. 1/1
101 GOLF CLUB ROAD
TOLLYGUNJ
KOLKATA-33

4:SRI ARUN KANTI BARMAN
S/O LATE JOGENDRA BARMAN

RESIDENT OF VILLAGE- UTTAR ATHIABARI
MOUZA- GOBARDHANA
DISTRICT- BARPETA
ASSAM AND AT PRESENT RESIDING IN KOLKAT

Advocate for the Petitioner : MR. A K AZAD, MR M HUSSAIN,MR. N HAQUE

Advocate for the Respondent : MR. M K CHOUDHURY(R1), MR. R BORPATRA(R1),MR. M SARMA(R1)

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

14.09.2026

- 1.** Heard Ms. S. K. Laskar, the learned counsel for the appellant. Also heard Mr. A. Baruah, the learned counsel appearing for respondent no. 1.
- 2.** On perusal of the office note dated 26.08.2026, it appears that notice issued to respondent Nos. 2 and 4 have returned without service with the postal endorsement "addressee left and not found, return to sender."

- 3.** It also appears that the service report in respect of notice issued to respondent no. 3 is awaited.
- 4.** The Registry is directed to place the postal tracking consignment report of notice issued to respondent no. 3 by speed post before this Court on the next date fixed.
- 5.** The learned counsel for the appellant also seeks some time to find out and take instructions regarding the proper address of respondent Nos. 2 and 4.
- 6.** The prayer is allowed.
- 7.** Let this matter be listed after two weeks on a date to be fixed by the Registry.

JUDGE

Comparing Assistant