

GAHC010145682019



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

Case No. : RSA 190/2019

1: SRI CHANDRABABU SINGH AND 6 ORS.
S/O- LATE CHOUDHURY SINGH.

2: SMTI. KALABATI DEVI
W/O- LATE KAMBI SINGH

3: SMTI. ROMINA DEVI
D/O- LATE KAMBI SINGH

4: SMTI. ANU DEVI
D/O- LATE KAMBI SINGH

5: SMTI. ANJALI DEVI
D/O- LATE KAMBI SINGH

6: SMTI. LOIDOMA DEVI
D/O- LATE KAMBI SINGH

7: SRI GUNA KANTA SINGH (MINOR)
S/O- LATE KAMBI SINGH AND IS REP. BY HIS LEGAL GUARDIAN SMTI.
KALABATI DEVI (APPELLANT NO. 2)
ALL ARE RESIDENTS OF VILL.- DAKHIN BIDYANAGAR
MOUZA- HOJAI
DIST.- HOJAI
ASSAM
PIN- 782435

VERSUS

1: SRI BIDYAPATI SINGH
S/O- LATE INDRAMONI SINGH, R/O- VILL.- DAKHIN BIDYANAGAR,
MOUZA- HOJAI, DIST.- HOJAI, ASSAM, PIN- 782435.

Advocate for the Petitioner : MR. P UPADHYAY

Advocate for the Respondent :

**BEFORE
HONOURABLE MR. JUSTICE MIR ALFAZ ALI**

ORDER

Date : 11-09-2019

Heard Mr. P. Upadhyay, learned counsel for the appellants.

The appeal is admitted for hearing.

Call for the records.

Issue notice to the sole respondent, returnable by four weeks.

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

- (1) Whether the first appellate court fell in error by holding that the mere mutation does not confer any title without taking into account as to whether the property involved in the instant case was joint family property?

The appellants shall be at liberty to raise any other substantial questions of law at the time of hearing.

Steps be taken within seven days by registered post with A/D and usual process.

JUDGE

Comparing Assistant