

GAHC010161102009



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

**Case No. : RSA/9/2009**

NANEE BARUAH  
D/O LT. HEM KANTA BARUAH, R/O VILL. PANIGAON, PS. NAGAON SADAR,  
NAGAON, PIN-1, DISET. NAGAON, ASSAM.

2: MUKUL HAZARIKA  
S/O DEBEN HAZARIKA  
R/O VIL. PANIGAON POLY ROAD  
PS. NAGAON SADAR  
NAGAON  
DIST. NAGAON  
ASSA

VERSUS

ON THE DEATH OF DEENA NATH BARUAH, HIS LEGAL HEIRS and ORS  
NAMELY-

1.1:UJJAL BARUAH  
S/O LT. DEENA NATH BARUAH  
R/O VILL. HAIBARGAON  
LAWKHOWA ROAD  
PO HAIBARGAON  
PS. NAGAON SADAR  
DIST. NAGAON  
ASSAM  
PIN 782002

1.2:SRI UTPAL BARUAH  
S/O LT. DEENA NATH BARUAH  
R/O VILL. HAIBARGAON  
LAWKHOWA ROAD  
PO HAIBARGAON  
PS. NAGAON SADAR  
DIST. NAGAON

ASSAM  
PIN 782002

1.3:SMTI MEGHALI BARUAH  
W/O SRI DEBA KANTA SARMAH  
D/O LT. DEENA NATH BARUAH  
R/O VILL AND P.O.-MAJPATHARI  
PIN-782003  
DIST-NAGAON  
ASSAM

1.4:SMTI UPAMA BARUAH  
W/O LATE BHUPEN SARMAH BARUAH  
D/O LATE DEENA NATH BARUAH  
R/O TILOK DEKA ROAD  
NATUN BAZAR  
PIN-782003  
DIST- NAGAON  
ASSAM

2:HARENDRA BORA

S/O LT. THAGIRAM BORA

3:JIBAN BORA

S/O LT. GULUK BORA

4:BIREN BORA

S/O LT. DHANIRAM BORA

5:LAXMI RAM BORA

S/O LT. KAMAL BORA

6:DULAN BORA

S/O LT. GULUK BORA.

7:MADHAB BORA

S/O TIPAI BORA  
ALL ARE RESIDENTS OF VILL. PAMILAGAON  
PS. KACHUWA  
MOUZA-JARABARI  
DIST. NAGAON  
ASSAM.

8:GULAK BORA

R/O VILL. KAMPUR  
SUB REGISTERAR OFFICE  
MOUZA-KAMRUP  
DIST. NAGAON  
ASSA

**Advocate for the Petitioner** : MS.M CHOUDHURY, MR.B C DAS,MR.A GOGOI,MR. S  
BISWAS,MR. P HAZARIKA,MR. D MOZUMDER

**Advocate for the Respondent** : MS.S DAS, MR.S R GOGOI,MR.R KALITA,MR.B D KONWAR

**BEFORE**  
**HONOURABLE MR. JUSTICE ROBIN PHUKAN**

**ORDER**

**Date : 17.02.2026**

Heard Mr. D. Mozumdar, learned Senior Counsel, assisted by Mr. P. Hazarika, learned counsel for the appellant. Also heard Mr. B.D. Konwar, learned Senior Counsel, assisted by Ms. J.M. Konwar, learned counsel for the respondents.

Arguments concluded.

Judgment reserved.

**JUDGE**

**Comparing Assistant**