



GAHC010172542016



2019:GAU-AS:81

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

Case No. : CRP/261/2016

ON THE DEATH OF CHANDAN BARAN GHOSH, HIS LEGAL HEIRS SMTI.
ANIMA GHOSH AND ANR. REP.
S/O LT. NIROD BARAN GHOSH, CHALANTIKA SHOE SHOP, W/NO. IX,
HAILAKANDI TOWN, BATA POINT, HAILAKANDI, ASSAM

1.1: SMTI. ANIMA GHOSH
W/O. LATE CHANDAN BARAN GHOSH.

1.2: SRI JAHAR GHOSH
S/O. LATE CHANDAN BARAN GHOSH.

1.3: SRI RAJAT BARAN GHOSH
S/O. LATE CHANDAN BARAN GHOSH.
ALL ARE R/O. WARD NO. IX
HAILAKANDI TOWN
BATA POINT
HAILAKANDI
ASSAM.

1.4: SMTI. MILI PAUL PURKAYASTHA
D/O. LATE CHANDAN BARAN GHOSH
C/O. SRI SUBRATA PAUL PURKAYASTHA
R/O. SASAN ROAD
SILCHAR
ASSAM

VERSUS

SMT SHIBANI DASGUPTA and 4 ORS
W/O SRI BIDHAN DASGUPTA, C/O RAJA DAS, ASHAR NEER, 36, SEBADAL
ROAD, PURBA PARA, P.O. NIMATA, BELGARIA, KOLKATA-49, WEST
BENGAL

2:SABITA SEN



W/O LT. RANJIT KR. SEN
DHARMANAGAR
RAJBARI
NORTH TRIPURA

3:ANITA DAS
W/O SRI SHNEHAMOY DAS
SIB BARI ROAD
HAILAKANDI

4:MADHUMITA DEY
W/O LT. NARAYAN CH. DEY
SIB BARI ROAD
HAILAKANDI

5:JUMA KOIRI @ MONIDIPA KOIRI
W/O LT. BABUL KOIRI
JHUM BASTI
BADARPUR
KARIMGAN

Advocate for the Petitioner : MD. S ALI, MR. B K KAR,MR. M DASGUPTA,MS. J CHAKRABORTY

Advocate for the Respondent : MR. S ALAM R-2,3, MR. M S ALAM(R-2,3),MR. P K DEKA(R-2,3) (R-1),MR. I H LASKAR(R-2,3)(R-1),MR. J H LASKAR(R-2,3)

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 15.12.2025

- 1.** None appears for the petitioners when the matter is called today.
- 2.** Mr. P.K Deka, learned counsel appearing for respondent No. 1, 2 & 3 is present and submits that on an earlier occasion i.e. on 04.01.2019, this civil revision petition was dismissed for default. However, the petitioners had filed a Misc. Case for restoration of the instant civil revision petition which was registered as Misc. Case No.



20/2025. He submits that the said case was also filed after a delay of 2275 days and the said delay was condoned by this Court in I/A No. 1534/2025 subject to payment of a cost of Rs. 10,000/- by the petitioners. Thereafter, on 26.11.2025, Misc. Case No. 20/2025 was disposed of and the instant civil revision petition No. 261/2016 was restored.

3. Today, when the matter was called up for hearing, the petitioner is again found absent.

4. Mr. P.K Deka, learned counsel appearing for respondent No. 1, 2 & 3 has submitted that the conduct of the petitioner is only to keep this civil revision pending and delay the dismissal of the same. Hence, he prays for dismissing the instant civil revision petition for default.

5. I have heard the submissions made by learned counsel appearing for respondent No. 1, 2 & 3. Considering the matter before me in its entirety, this Court is inclined to give one more chance to the petitioner.

6. Hence, let this matter be listed as fixed item for hearing on 09.01.2026.

7. List accordingly.

JUDGE

Comparing Assistant