

GAHC010205172025



2026:GAU-AS:2314

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

Case No. : I.A.(Civil)/3034/2025

MONDIRA DEKA AND ANR
WIFE OF LATE RAJENDRA KUMAR DEKA
RESIDENT OF VILLAGE- MAHMARI PATHAR
PS LAHORIGHAT
MORIGAON
ASSAM
PIN-782127

2: NITURAJ KASHYAP

SON OF LATE RAJENDRA KUMAR DEKA
RESIDENT OF VILLAGE- MAHMARI PATHAR
PS LAHORIGHAT
MORIGAON
ASSAM
PIN-782127 REPRESENTED BY HIS MOTHER AND NATURAL GUARDIAN
SMTI MONDIRA DEKA
VERSUS

SRI PRITAM SAIKIA AND ORS
THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM
EDUCATION (ELEMENTARY) DEPARTMENT GUWAHATI-781006. DISPUR

2:SRI SANJIB KUMAR BHUYAN
THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-781019

3:DR BIJOYA CHOUDHURY

SECRETARY EDUCATION (ELEMENTARY) DEPARTMENT

GOVERNMENT OF ASSAM
DISPUR
GUWAHATI-06

4:DR SURANJANA SENAPATI
DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA GUWAHATI-19

5:SRI NARAYAN KONWAR
SECRETARY SCHOOL EDUCATION (ELEMENTARY) DEPARTMENT
GOVERNMENT OF ASSAM
DISPUR
GUWAHATI-06

Advocate for : L DEKA
Advocate for : MR. N J KHATANIAR appearing for SRI PRITAM SAIKIA AND ORS

BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

Date : 17.02.2026

Heard Mr. M. Dutta, learned counsel for the applicant. Also heard Mr. S. M. T. Chistie, learned counsel for the respondent.

The present application is filed for substitution of legal heirs of petitioner No. 21 Late Rajendra Kumar Deka in the connected contempt petition who died on 13.10.2018.

The learned counsel for the respondents submits that he has no objection in substituting the legal heirs of the petitioner No. 21.

Perused the application and the statements made therein.

In paragraph No. 3 and 4 of the application, it has been mentioned that the petitioner No. 21, died on 13.10.2018 and was survived by the legal

representative, whose names have been mentioned at page 7 of the application as Mondira Deka (wife) and Nituraj Kashyap (son) and as reflected at paragraph No. 4 of the application.

This Court is of the opinion that right to sue survives.

Accordingly, the aforesaid applicants be substituted as petitioner in a seriatum as per mandate of CIS.

The Registry is directed to make necessary corrections of the records accordingly.

The applicant to furnish an amended cause tile to the Registry in terms of the extent norms.

In view of the above, the I.A. stands disposed of.

JUDGE

Comparing Assistant