

GAHC010024652026



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

I.A.(Civil)/2395/2026

ON THE DEATH OF AHMMAD ALI HIS LEGAL HEIRS ARE
S/O LATE MEHER

1: MD HUSSAIN ALI
SON

2: ON THE DEATH OF MUSSTT HASEN BANU
HER LEGAL HEIRS
APPELLANTS 3 TO 7 ARE ALREADY ON RECORD

3: MUSSTT ANUWARA BEGUM
DAUGHTER

4: ON THE DEATH OF MUSSTT MANUWARA BEGUM HER LEGAL HEIRS ARE
D/O LATE AHAMMAD ALI

4.1: MANJUWARA BEGUM
D/O- MANNAS ALI
W/O-BAHARUL ISLAM

4.2: MONURUDDIN
S/O- MANNAS ALI

4.3: MOHARUDDIN
S/O- MANNAS ALI

5: MUSSTT FATEMA BEGUM
DAUGHTER

6: MUSSTT HALIMA BEGUM
DAUGHTER

7: MUSSTT KULSUM BEGUM

DAUGHTER

8: ON THE DEATH OF HASEN ALI HIS LEGAL HEIRS ARE

SON OF LATE AHMMAD ALI

8.1: MD NURUL ALI
GRANDSON

8.2: MIRAZ ALI
GRANDSON

8.3: MUSSTT PAMPI BEGUM
GRAND DAUGHTER

8.4: MUSSTT MASUDA BEGUM
DAUGHTER-IN-LAW THE PETITIONER /APPELLANT NO 8 A
8B AND 8C ARE MINOR WHO ARE REPRESENTED BY THEIR MOTHER
APPELLANT NO 8 D ALL ARE RESIDENTS OF VILLAGE- NO. 2 DUNGABORI
P.O.-JAGIROAD
MOUZAGoba
P.S. JAGIROAD
DIST.- MORIGAON
ASSAM
PIN-782
VERSUS

ON THE DEATH OF MARJAT ALI HIS LEGAL HEIRS
SON OF LT. MEHER ALIPERMANENT RESIDENT OF BOKAJAN C.F.
DISTRCT- KARBI ANGLONG
ASSAM
PIN-781490

1.1:ANJU MANARA KHAN
W/O- LT. MARJAT ALI

1.2:ASHRAF ALI
S/O- LT. MARJAT ALI

1.3:AJMAL KHAN
S/O- LT. MARJAT ALI

1.4:RESHMA KHAN

D/O- LT. MARJAT ALI ALL ARE PERMANENT RESIDENT OF BOKAJAN C.F.
DISTRCT- KARBI ANGLONG
ASSAM
PIN-781490 LL ARE PRESENTLY RESIDING AT H.NO.- 198

DUNCAN BOSTI
DSTRIC- DIMAPUR. NAGALAND
PIN-797112

2:MD HARJAT ALI

SON OF LATE MEHER ALI

3:ON THE DEATH OF MUSSTT GULSHAN BIBI
DAUGHTER OF LT MEHER ALI
HER LEGAL HEIRS ARE
R/O- VILL - GHUNUCHA
P.O- JAGIROAD
P.S - JAGIROAD
DIST- MORIAGON
ASSAM
PIN-782410

3.1:SADDAM HUSSAIN
S/O LATE KALU SHEIKH

3.2:HAJERA BEGUM
W/O TAFIKUR RAHMAN
D/O- LATE KALU SHEIKH.

3.3:MASHUDA BEGUM
W/O- LATE ABUL HUSSAIN
D/O- LATE KALU SHEIKH

3.4:MASLIMA BEGUM
W/O MAJNUR ALI
D/O- LATE KALU SHEIKH ALL ARE R/O- VILL - GHUNUCHA
P.O- JAGIROAD
P.S - JAGIROAD
DIST- MORIAGON
ASSAM
PIN-782410

Advocate for : MD. M H CHOUDHURY
Advocate for : MR. R ALI appearing for ON THE DEATH OF MARJAT ALI HIS
LEGAL HEIRS

Linked Case : RSA/203/2013

ON DEATH OF AHMMAD ALI HIS LEGAL HEIRS- MD. HUSSAIN ALI SON and
10 ORS.

2: HASEN BANU
WIFE

3: ANUWARA BEGUM
DAUGHTER

4: MANUWARA BEGUM
DAUGHTER

5: FATEMA BEGUM
DAUGHTER

6: HALIMA BEGUM
DAUGHTER

7: KULSUM BEGUM
DAUGHTER

8: ON DEATH OF HASEN ALI

S/O LATE AHMMAD ALI HIS LEGAL HEIRS ARE AMD. NURUL ALI
GRANDSON B MD.MIRAZ ALI
DO C MUSSTT. PAMPI BEGUM
GRAND DAUGHTER D MUSST. MASUDA BEGUM
DAUGHTER IN LAW THE PETITITONER APPELLANT NO. 8 A
8 B AND 8 C ARE MINORS WHO ARE REPRESENTED BY THEIR MOTHER
APPELLANT NO. 8 D ALL ARE RESIDENT OF VILL.NO. 2 DUNGABORI
P.O. JAGIROAD
MOUZA GONA
P.S.JAGIROAD
DIST.MORIGAON
ASSAM.
VERSUS

MARJAT ALI and 2 ORS.

2:MD. HARJAT ALI

BOTH ARE SONS OF LATE MEHER ALI

3:MUSTT. GULSHAN BIBI

D/O LT. MEHER ALI
ALL ARE RESIDENT OF VILL NO. 2
DUNGABORI MOUZA GONA
P.O. JAGIROAD
P.S. JAGIROAD
DIST. MORIGAON
ASSAM.

Advocate for : MS.F AHMED
Advocate for : appearing for MARJAT ALI and 2 ORS.

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 28.08.2026

Heard Mr. M. H Choudhury, learned counsel appearing for the applicant. Also heard Mr. R Ali, learned counsel representing the respondents.

This application has been filed under Order XXII Rule 9 (2) of the CPC praying for setting aside the abatement in respect of death of the respondent no. 1.

It has been submitted that both sides have compromised the dispute. Therefore, the abatement is set aside.

The interlocutory application is disposed of.

JUDGE

Comparing Assistant