

GAHC010216252025



2026:GAU-AS:2578

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

Case No. : I.A.(Civil)/3177/2025

SHAIVAN BIBI AND ORS
W/O LATE KARIFUDDIN
RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPOR
DISTRICT DHUBRI
ASSAM
PIN 783371

2: SHAHIDUL ISLAM
S/O LATE KARIFUDDIN RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPOR
DISTRICT DHUBRI
ASSAM

3: ZIARUL ISLAM
S/O LATE KARIFUDDIN RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPOR
DISTRICT DHUBRI
ASSAM

4: KAMINI BIBI
D/O LATE KARIFUDDIN RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPOR
DISTRICT DHUBRI
ASSAM
VERSUS

MD JAKIRUL ISLAM AND ORS
S/O LATE SOMIR ALI @ SOMIR SHEIKH

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPOR
DISTRICT DHUBRI
ASSAM
PIN 783371

2:MISS MORJINA BEGUM
D/O LATE SOMIR ALI @ SOMIR SHEIKH
RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPOR
DISTRICT DHUBRI
ASSAM
PIN 783371

3:MUSFICA BEGUM
D/O LATE SOMIR ALI @ SOMIR SHEIKH
RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPOR
DISTRICT DHUBRI
ASSAM
PIN 783371

4:JAHINUR ISLAM
S/O LATE SOMIR ALI @ SOMIR SHEIKH
RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPOR
DISTRICT DHUBRI
ASSAM
PIN 783371

Advocate for : MR. S I TALUKDAR
Advocate for : MD. M H CHOUDHURY appearing for MD JAKIRUL ISLAM AND
ORS

Linked Case : RSA/164/2024

JAKIRUL ISLAM AND 3 ORS
S/O LATE SOMIR ALI @ SOMIR SHEIKH

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR

DIST DHUBRI
ASSAM 783371

2: MISS MORJINA BEGUM
D/O LATE SOMIR ALI @ SOMIR SHEIKH

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

3: MUSFICA BEGUM
D/O LATE SOMIR ALI @ SOMIR SHEIKH

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

4: JAHINUR ISLAM
S/O LATE SOMIR ALI @ SOMIR SHEIKH

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371
VERSUS

KARIFUDDIN AND 33 ORS
S/O LATE FARAZULLA

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

2:MD. SHARIFUDDIN

S/O LATE FARAZULLA

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI

ASSAM 783371

3:MD. AHJUDDIN

S/O LATE FARAZULLA

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

4:MD. JALUFUDDIN
S/O LATE FARAZULLA

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

5:MUSST. HAJIRAN NESSA
D/O LATE FARAZULLA

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

6:MUSST. GAHIRAN NESSA
D/O LATE FARAZULLA

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

7:MUSST. JAHIRAN NESSA
D/O LATE FARAZULLA

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

8:JAHANARA
D/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

9:MUSST. JAMILA
D/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

10:MD. BABLU AHMED

S/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

11:MUSST. HALIMA BEWA
D/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

12:MD. ZAKIR HUSSAIN
S/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

13:MD. JAMAL HUSSAIN
S/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

14:MUSST. RUMUNI BEGUM
D/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

15:MUSST. ASINA BEGUM
D/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

16:MD. HUSSAIN ALI
S/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

17:MD. NOOR HUSSAIN
S/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

18:MD. AYUB HUSSAIN
S/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI

PS CHAPAR
DIST DHUBRI
ASSAM 783371

19:MUSST. RINA BEGUM
D/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

20:MD. SHAHIJUDDIN

S/O LATE AYNUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

21:MD. DALIBUDDIN
S/O LATE FARAZUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

22:MD. SHURABUDDIN

S/O LATE FARAZUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

23:MUSST. FAREMJAN NESSA
D/O LATE FARAZUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR

DIST DHUBRI
ASSAM 783371

24:MUSST. MOZIDA BEWA
S/O LATE KALILUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

25:MUSST. REHENA KHATUN BEWA
W/O LATE MOIDUL ISLAM

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

26:MD. REZAKUL ISLAM
S/O LATE MOIDUL ISLAM
RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

27:MD. RAFIQUUL ISLAM
S/O LATE MOIDUL ISLAM
RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

28:MUSST. MUDHUR SMITA ISLAM
D/O LATE MOIDUL ISLAM
RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

29:MD. MOINUL ISLAM
S/O LATE KALILUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

30:MD. MONIRUL ISLAM
S/O LATE KALILUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

31:MD. MEHBUB ISLAM
S/O LATE KALILUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

32:MD. MOFIZ ISLAM
S/O LATE KALILUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

33:MUSST. KHOTEJA NESSA
D/O LATE KALILUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI
PS CHAPAR
DIST DHUBRI
ASSAM 783371

34:MD. AZAD ALI

S/O LATE AINUDDIN

RESIDENT OF VILLAGE KAZIPARA PART I
GHUNIMARI

PS CHAPAR
DIST DHUBRI
ASSAM 783371

Advocate for : MR M H CHOUDHURY
Advocate for : MR. A R SIKDAR (R-3
4
10
20 TO 23
25 TO 34) appearing for KARIFUDDIN AND 33 ORS

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN**

ORDER

20.02.2026

Heard Mr. J. A. Sikdar, learned counsel for the applicants and Ms. A. Begum, learned counsel for the opposite parties.

2. This application, under Order XXII Rule 4 of the Code of Civil Procedure, read with Section 151 of the CPC, is preferred by the applicant for substitution of the applicants as respondents in RSA No. 164/2024, in place of the respondent No. 1; who had suffered demise on 30.01.2025.

3. The learned counsel for the applicant submits that the respondent No. 1 had suffered demise on 30.01.2025, leaving behind his wife, the applicant No. 1; two sons, the applicant Nos. 2 & 3; and one daughter, applicant No. 4; and they are required to be impleaded as respondents, in RSA NO. 164/2024.

4. The learned counsel for the opposite party submits that she has no objection in the event of allowing the same.

5. Accordingly, taking note of the submissions of the learned counsel for both the parties and also considering the facts and circumstances on record, this application stands allowed.

- 6.** The applicant Nos. 1, 2, 3 & 4 be impleaded in place of respondent No. 1, in RSA No. 164/2024.
- 7.** In view of the order passed in this interlocutory application, the learned counsel for the appellant shall file amended cause title in the RSA No. 164/2024, within a period of 1 (one) week from today.
- 8.** In terms of the above, this interlocutory application stands disposed of.

JUDGE

Comparing Assistant