

GAHC010198832010



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

Case No. : RSA/65/2010

HARIDAS DUTTA and 8 ORS
S/O DEBENDRA DUTTA,

2: AMRIT DEY

S/O LT. AMIYA DEY.

3: SMT. ANITA DEY

W/O LT. SUDHIR DEY.

4: SMT. LAKSHMI SARKAR

W/O LT. SUKUMAR SARKAR.

5: K.C. DAS @ KAJAL CH. DAS

S/O SUNIL DAS.

6: GAURANGA DAS

S/O LT. BIREN DAS

7: NARAYAN SUTRADHAR

S/O LT. ROBINDRA SUTRADHAR.

8: HAREN DAS

S/O LT. GAGAN DAS.

9: SUBAL DAS

S/O LT. SATISH CH. DAS

ALL ARE R/O VILL. PATIDOI BHERELA
P.O. and P.S. MISSAMARI
DIST. SONITPUR
ASSAM

VERSUS

PROMOD DEKA @ PROMOD CH. DEKA and ANR

2:ANUPAM DEKA

ALL ARE SONS OF LATE PRABIN CH. DEKA
R/O L.B. ROAD
TEZPUR
TOWN
P.O. and P.S. TEZPUR
DIST. SONITPUR
ASSAM

Advocate for the Petitioner : MR.R S CHAUHANP-9, MR.B B NARZARI,MR.R
BAISHYA,MR.N NARZARY,MR.P K BRAHMA

Advocate for the Respondent : MR.A HUSSAINR-1, MS M N KONYAK(R2),MR G
CHOUDHURY(R2),MR.P K DEKA(R-1),MR.R SARMA(R-1),MR.S K TALUKDAR,MR.H
DEKA(R-1),MR.B NATH,MR.D HAZARIKA(R-1),MR.A DEKA(R-1)

BEFORE
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI

ORDER

Date : 07.05.2026

Heard Mr. R. S. Chauhan, learned counsel appearing for the appellants.
Also heard Mr. G. Choudhury, learned counsel for the respondent.

Mr. Choudhury, learned counsel for the respondent submits that an application under Order XXII Rule 10A of the Civil Procedure Code (CPC), 1908 was filed on 22.05.2025, bringing to notice that during pendency of the instant Second Appeal, the respondent No.1 died on 02.03.2025 leaving behind the legal heirs however, the same is not available on record.

A copy of the said application has also been furnished to the learned counsel for the appellants, which Mr. R. S. Chauhan, learned counsel does not object.

Let Registry verify the same and place the said application on record.

Repost the matter on 28.05.2026.

JUDGE

Comparing Assistant