

GAHC010204742025



2026:GAU-AS:6357

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

Case No. : I.A.(Civil)/3070/2025

ON THE DEATH OF SHRI RAJEN GOSWAMI

HIS LEGAL HEIRS

1.1: SMTI TARUNI GOSWAMI
W/O LATE RAJEN GOSWAMI

RESIDENT OF VILLAGE KHARKHOWAPARA
PO DEOMORNOI
MANGALDAI
DIST DARRANG
ASSAM 784147 ASSAM

1.2: SMTI ANANDITA GOSWAMI
D/O LATE RAJEN GOSWAMI

RESIDENT OF VILLAGE KATAHI
PO SANTIPUKHURI
DIST DARRANG
ASSAM

1.3: SMTI PIKUMANI GOSWAMI
D.O LATE RAJEN GOSWAMI
RESIDENT OF BHEBARGHAT NO. 2
BAMUNPARA
MANGALDAI
DIST DARRANG
ASSAM 784125 ASSAM

2: SRI PARESH GOSWAMI
S/O LATE MANIK GOSWAMI
RESIDENT OF VILLAGE KHARKHOWAPARA
MOUZA SARABARI
PS MANGALDOI

DIST DARRANG
ASSAM

3: SMTI BHARATI GOSWAMI
D/O LATE MANIK GOSWAMI
RESIDENT OF VILLAGE KHARKHOWAPARA
MOUZA SARABARI
PS MANGALDOI
DIST DARRANG
ASSAM

4: SRI MAHENDRA GOSWAMI
S/O LATE MANIK GOSWAMI
RESIDENT OF VILLAGE KHARKHOWAPARA
MOUZA SARABARI
PS MANGALDOI
DIST DARRANG
ASSAM

5: SHRI BUDHU GOSWAMI
S/O NARAYAN GOSWAMI

RESIDENT OF VILLAGE KHARKHOWAPARA
MOUZA SARABARI
PS MANGALDOI
DIST DARRANG
ASSAM
VERSUS

SRI KANAK CH. DEKA AND ORS
S/O LATE GANA KOCH AND RESIDENT OF VILLAGE KHARKHOWAPARA
MOUZA SARABARI
PS MANGALDOI
DIST DARRANG
ASSAM

2:SRI RANJIT DEKA
S/O LATE GANA KOCH AND RESIDENT OF VILLAGE KHARKHOWAPARA
MOUZA SARABARI
PS MANGALDOI
DIST DARRANG
ASSAM

3:SRI DANDA DEKA
S/O LATE GANA KOCH AND RESIDENT OF VILLAGE KHARKHOWAPARA
MOUZA SARABARI
PS MANGALDOI
DIST DARRANG

ASSAM

Advocate for : MR. S P ROY

Advocate for : MR. S C BISWAS appearing for SRI KANAK CH. DEKA AND ORS

BEFORE
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI

ORDER

Date : 08.05.2026

Heard Mr. J. Das, learned counsel for the applicant. Also heard Mr. D. Mazumdar, learned counsel for the respondent Nos.1 to 4.

The present interlocutory application has been filed under Order XXII Rule 4 of the CPC read with Section 151 of the Code of Civil Procedure, 1908, seeking substitution of legal heirs of the deceased appellant No.1 in connection with RSA No.217/2011.

It appears from the materials placed on record that during the pendency of the connected RSA No.217/2011, the appellant No.1, Rajen Goswami, expired on 30.10.2021, leaving behind the following legal heirs:

1(i).Smti. Taruni Goswami.

1(ii).Smti. Anandita Goswami.

1(iii).Smti. Pikumani Goswami.

Since the aforesaid persons are stated to be legal representatives of the deceased appellant No.1 and their presence is necessary for the just and proper

adjudication of the appeal, this Court finds sufficient grounds to allow the prayer for substitution.

Accordingly, the application stands allowed.

The following persons shall be substituted in place of the deceased appellant No.1, RajenGoswami:

1(i).Smti. Taruni Goswami.

1(ii).Smti. Anandita Goswami.

1(iii).Smti. Pikumani Goswami.

The applicant shall file an amended cause title before the Registry within the prescribed time for carrying out the necessary corrections.

With the above directions, the interlocutory application stands disposed of.

JUDGE

Comparing Assistant