

GAHC010056672020



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

Case No. : I.A.(Civil) 869/2020

1:SRI GUNANATH HAZARIKA AND ANR.
S/O LATE NENAI BONIA, R/O PAKHIMORI GAON, MOUZA-KHONGIA, DIST-
JORHAT (ASSAM)

2: KUSHA HAZARIKA
S/O LATE NENAI BONIA
R/O PAKHIMORI GAON
MOUZA-KHONGIA
DIST-JORHAT (ASSAM)

VERSUS

1:SRI KIRAN HAZARIKA @ CYHANDRA HAZARIKA AND 4 ORS.
S/O LATE DEHIRAM HAZARIKA, R/O KHONGIA MOUZA, P.O.-GATANGA,
DIST-JORHAT

2:PARAG JYOTI SARMA @ RINKU SARMA
S/O PRABHAT SARMA
R/O BHATOMORA
P.O.-RRL
PULIBOR
DIST-JORHAT

3:ON THE DEATH OF LATE DANDIRAM KAIBARTA DAS
HIS LEGAL HEIR SRI SON KAIBARTA DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O.-PANICHAKUA
DIST-JORHAT
ASSAM

4:SMTI. SORUMAI KAIBARTA DAS
D/O LATE MAGAN KAIBARTA DAS
R/O PANICHAKUA GAON

KHARANGI GAON
P.O.-PANICHAKUA
DIST-JORHAT
ASSAM

5:SMTI. PARUL BORA KAIBARTA DAS
D/O LATE MAGAN KAIBARTA DAS
R/O PANICHAKUA GAON
KHARANGI GAON
P.O.-PANICHAKUA
DIST-JORHAT
ASSA

Advocate for the Petitioner : MR. T J MAHANTA

Advocate for the Respondent : MR. P P BARUAH

Linked Case : I.A.(Civil) 875/2020

1:SRI KUSHA HAZARIKA
S/O LT. NENAI BONIA
R/O PAKHIMORI GAON
MOUZA KHONGIA
DIST. JORHAT
ASSAM

VERSUS

1:SRI KIRAN HAZARIKA @ CHANDRA HAZARIKA and 4 ORS
S/O LATE DEHIRAM HAZARIKA
R/O PAKHIMORA KHONGIA MOUZA
P.O. GATANGA
DIST. JORHAT

2:ON THE DEATH OF DANDIRAM KAIBATRA DAS HIS LEGAL HEIR
JORHAT

2.1:SON KAIBATRA DAS
R/O. PANICHAKUA GAON KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM

3:SMTI SORUMAI KAIBATRA DAS
DAUGHTER OF LATE MAGAN KAIBATRA DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM

4:SMTI PARUL BORA KAIBATRA DAS
DAUGHTER OF LATE MAGAN KAIBATRA DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM

5:GUNANATH HAZARIKA
S/O LATE NENAI BONIA
R/O PAKHIMORA GAON
KHANGIA MOUZA
P.O. GOTONGA
DIST. JORHAT
ASSAM

Advocate for the Petitioner : MR. T J MAHANTA
Advocate for the Respondent : MR. P P BARUAH

Linked Case : I.A.(Civil) 876/2020

1:SRI KUSHA HAZARIKA
S/O LT. NENAI BONIA
R/O PAKHIMORI GAON
MOUZA KHONGIA
DIST. JORHAT
ASSAM

VERSUS

1:SRI KIRAN HAZARIKA @ CHANDRA HAZARIKA and 4 ORS
S/O LATE DEHIRAM HAZARIKA
R/O PAKHIMORA KHONGIA MOUZA
P.O. GATANGA
DIST. JORHAT

2:ON THE DEATH OF DANDIRAM KAIBATRA DAS HIS LEGAL HEIR
JORHAT

2.1:SON KAIBATRA DAS
R/O. PANICHAKUA GAON KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM

3:SMTI SORUMAI KAIBATRA DAS
DAUGHTER OF LATE MAGAN KAIBATRA DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM

4:SMTI PARUL BORA KAIBATRA DAS
DAUGHTER OF LATE MAGAN KAIBATRA DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM

5:GUNANATH HAZARIKA
S/O LATE NENAI BONIA
R/O PAKHIMORA GAON
KHANGIA MOUZA
P.O. GOTONGA
DIST. JORHAT
ASSAM

Advocate for the Petitioner : MR. T J MAHANTA
Advocate for the Respondent : MR. P P BARUAH

Linked Case : RSA 126/2015

1:SRI GUNANATH HAZARIKA and ANR

2: KUSHA HAZARIKA

BOTH ARE SONS OF LATE NENAI BONIA
R/O PAKHIMORI GAON
MOUZA KHONGIA

DIST. JORHAT
ASSAM.
VERSUS

1:SRI KIRAN HAZARIKA @ CHANDRA HAZARIKA and 4 ORS
S/O LATE DEHIRAM HAZARIKA
R/O KHONGIA MOUZA
P.O. GATANGA
DIST. JORHAT

2:PARAG JYOTI SARMA @ RINKU SARMA
S/O SRI PRABHAT SARMA
R/O BHATOMORA
P.O. RRL. PULIBOR
DIST. JORHAT

3:DANDIRAM KAIBATRA DAS

4:SMTI SORUMAI KAIBATRA DAS

5:SMTI PARUL BORA KAIBATRA DAS
NO. 3 SON AND NO. 4 and 5 ARE DAUGHTERS OF LATE MAGAN KAIBATRA
DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM.

Advocate for the Petitioner : MR.A BHATTACHARYA
Advocate for the Respondent : MR. P P BARUAH

Linked Case : RSA 147/2015

1:SRI KUSHA HAZARIKA
S/O LT. NENAI BONIA
R/O PAKHIMORI GAON
MOUZA KHONGIA
DIST. JORHAT
ASSAM

VERSUS

1:SRI KIRAN HAZARIKA @ CHANDRA HAZARIKA and 4 ORS
S/O LATE DEHIRAM HAZARIKA
R/O PAKHIMORA KHONGIA MOUZA
P.O. GATANGA
DIST. JORHAT

2:DANDIRAM KAIBATRA DAS

3:SMTI SORUMAI KAIBATRA DAS

4:SMTI PARUL BORA KAIBATRA DAS
NO. 2 SON AND NO. 3 and 4 ARE DAUGHTER OF LATE MAGAN KAIBATRA
DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM

5:GUNANATH HAZARIKA
S/O LATE NENAI BONIA
R/O PAKHIMORA GAON
KHANGIA MOUZA
P.O. GOTONGA
DIST. JORHAT
ASSAM

Advocate for the Petitioner : MR. T J MAHANTA
Advocate for the Respondent : MR. P P BARUAH

Linked Case : I.A.(Civil) 870/2020

1:GUNANATH HAZARIKA AND ANR
S/O LATE NENAI BONIA
R/O PAKHIMORI GAON
MOUZA-KHONGIA
DIST-JORHAT (ASSAM)

2: KUSHA HAZARIKA
S/O LATE NENAI BONIA
R/O PAKHIMORI GAON
MOUZA-KHONGIA
DIST-JORHAT (ASSAM)
VERSUS

1:SRI KIRAN HAZARIKA @ CYHANDRA HAZARIKA and 4 ORS
S/O LATE DEHIRAM HAZARIKA
R/O KHONGIA MOUZA
P.O.-GATANGA
DIST-JORHAT

2:PARAG JYOTI SARMA @ RINKU SARMA
S/O PRABHAT SARMA
R/O BHATOMORA
P.O.-RRL
PULIBOR
DIST-JORHAT

3:ON THE DEATH OF LATE DANDIRAM KAIBARTA DAS
HIS LEGAL HEIR SRI SON KAIBARTA DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O.-PANICHAKUA
DIST-JORHAT
ASSAM

4:SMTI. SORUMAI KAIBARTA DAS
D/O LATE MAGAN KAIBARTA DAS
R/O PANICHAKUA GAON
KHARANGI GAON
P.O.-PANICHAKUA
DIST-JORHAT
ASSAM

5:SMTI. PARUL BORA KAIBARTA DAS
D/O LATE MAGAN KAIBARTA DAS
R/O PANICHAKUA GAON
KHARANGI GAON
P.O.-PANICHAKUA
DIST-JORHAT
ASSAM

Advocate for the Petitioner : MR. T J MAHANTA
Advocate for the Respondent : MR. P P BARUAH

Linked Case : I.A.(Civil) 872/2020

1:SRI GUNANATH HAZARIKA AND ANR
S/O LATE NENAI BONIA
R/O PAKHIMORI GAON

MOUZA-KHONGIA
DIST-JORHAT (ASSAM)

2: KUSHA HAZARIKA
S/O LATE NENAI BONIA
R/O PAKHIMORI GAON
MOUZA-KHONGIA
DIST-JORHAT (ASSAM)
VERSUS

1: SRI KIRAN HAZARIKA @ CYHANDRA HAZARIKA AND 4 ORS
S/O LATE DEHIRAM HAZARIKA
R/O KHONGIA MOUZA
P.O.-GATANGA
DIST-JORHAT

2: PARAG JYOTI SARMA @ RINKU SARMA
S/O PRABHAT SARMA
R/O BHATOMORA
P.O.-RRL
PULIBOR
DIST-JORHAT

3: ON THE DEATH OF LATE DANDIRAM KAIBARTA DAS
HIS LEGAL HEIR SRI SON KAIBARTA DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O.-PANICHAKUA
DIST-JORHAT
ASSAM

4: SMTI. SORUMAI KAIBARTA DAS
D/O LATE MAGAN KAIBARTA DAS
R/O PANICHAKUA GAON
KHARANGI GAON
P.O.-PANICHAKUA
DIST-JORHAT
ASSAM

5: SMTI. PARUL BORA KAIBARTA DAS
D/O LATE MAGAN KAIBARTA DAS
R/O PANICHAKUA GAON
KHARANGI GAON
P.O.-PANICHAKUA
DIST-JORHAT
ASSAM

Advocate for the Petitioner : MR. T J MAHANTA

Advocate for the Respondent :

Linked Case : I.A.(Civil) 877/2020

1:SRI KUSHA HAZARIKA
S/O LT. NENAI BONIA
R/O PAKHIMORI GAON
MOUZA KHONGIA
DIST. JORHAT
ASSAM

VERSUS

1:SRI KIRAN HAZARIKA @ CHANDRA HAZARIKA and 4 ORS
S/O LATE DEHIRAM HAZARIKA
R/O PAKHIMORA KHONGIA MOUZA
P.O. GATANGA
DIST. JORHAT

2:ON THE DEATH OF DANDIRAM KAIBATRA DAS HIS LEGAL HEIR
JORHAT

2.1:SON KAIBATRA DAS
R/O. PANICHAKUA GAON KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM

3:SMTI SORUMAI KAIBATRA DAS
DAUGHTER OF LATE MAGAN KAIBATRA DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM

4:SMTI PARUL BORA KAIBATRA DAS
DAUGHTER OF LATE MAGAN KAIBATRA DAS
R/O PANICHAKUA GAON
KHARANGI MOUZA
P.O. PANICHAKUA
DIST. JORHAT
ASSAM

5:GUNANATH HAZARIKA

S/O LATE NENAI BONIA
R/O PAKHIMORA GAON
KHANGIA MOUZA
P.O. GOTONGA
DIST. JORHAT
ASSAM

Advocate for the Petitioner : MR. T J MAHANTA
Advocate for the Respondent : MR. P P BARUAH

BEFORE
HONOURABLE MR. JUSTICE PRASANTA KUMAR DEKA

ORDER

Date : 12-10-2020

Heard Mr. A. Barua, learned counsel for the applicants in IA(C) 807/2020, IA(C) 802/2020 and IA(C) 869/2020. Mr. R. Sarma learned counsel for the respondents in the second appeal informs this court that the copy of the said applications are yet to be served on him by the counsel for the applicants in order to take necessary instruction.

Mr. Barua is hereby directed to supply the applications to Mr. Sarma during the course of the day. List after ensuing Puja vacation on a date to be fixed by the Registry.

JUDGE

Comparing Assistant