

GAHC010214522025



2026:GAU-AS:95

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

Case No. : I.A.(Civil)/3603/2025

ON THE DEATH OF BIPUL TUMUNG HIS LEGAL HEIRS ARE ROJONI
TERONPI
VILLAGE- SORIGAON, GANDHINAGAR, TETELIA, P.S.- SONAPUR, SUB-
DIVISION, GUWAHATI, DISTRICT- KAMRUP(M), ASSAM

2: 1 B AKHIM TUMUNG
S/O- LATE BIPUL TUMUNG VILLAGE- SORIGAON
GANDHINAGAR
TETELIA
P.S.- SONAPUR
SUB-DIVISION
GUWAHATI
DISTRICT- KAMRUP(M)
ASSAM

3: 1(C) BARAKHA TUMUNG
D/O- LATE BIPUL TUMUNG
VILLAGE- SORIGAON
GANDHINAGAR
TETELIA
P.S.- SONAPUR
SUB-DIVISION
GUWAHATI
DISTRICT- KAMRUP(M)
ASSA

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE COMMISSIONER AND SECRETARY, HOME
AFFAIRS, DISPUR, GUWAHATI-6.

2:THE DIRECTOR GENERAL OF POLICE
ASSAM POLICE HEAD QUARTERS

ULUBARI
GUWAHATI-07
ASSAM.

3:THE INSPECTOR GENERAL OF POLICE
(ADMINISTRATION)
ASSAM POLICE HEAD QUARTER
ULUBARI
GUWAHATI-07
ASSAM.

4:THE ASSISTANT INSPECTOR GENERAL OF POLICE
(ADMINISTRATION)
ASSAM POLICE HEAD QUARTER
ULUBARI
GUWAHATI-07
ASSAM.

5:THE DEPUTY INSPECTOR GENERAL OF POLICE
LOWER ASSAM ZONE
NALBARI HAJUGA GUWAHATI ROAD
BIDYAPUR
NALBARI-781335.

6:THE SUPERINTENDENT OF POLICE
NALBARI
N.H.-31
BALIKURIA
MILANPUR
ASSAM. PIN-781341

Advocate for the Petitioner : MR. S K GOSWAMI, MR. R SHARMA

Advocate for the Respondent : GA, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 05-01-2026

Heard Mr. S.K. Goswami, learned counsel for the applicant. Also heard Mr. R. Dhar,
learned Addl. Sr. Govt. Advocate, Assam appearing for the respondents.

The connected writ petition being W.P.(C) No. 2557/2025 was instituted by Bipul Tumung. However, during the pendency of the said writ petition, Bipul Tumung had passed away on 18-08-2025. Accordingly, his legal heirs have instituted the present interlocutory application praying for their substitution in place of the original petitioner Bipul Tumung.

I have perused the contention raised in the present interlocutory application and also heard the learned counsel for the applicant.

On an examination of the matter this Court finds that the original petitioner although has passed away, cause of action survives and accordingly, the proceeding would be permissible to be taken forward by the legal heirs of the original petitioner. Accordingly, the applicants are permitted to substitute themselves as petitioners in place of Bipul Tumung in the following manner:

On the death of Bipul Tumung his legal heirs are

1(a) Rojoni Teronpi

Aged about 43 years

w/o Late Bipul Tumung

1(b) Akhim Tumung

Aged about 19 years,

S/o Late Bipul Tumung

1(c) Barakha Tumung

Aged about 17 years

D/o Late Bipul Tumung

Petitioner No. 1(c) being minor, represented by her mother petitioner No. 1(a)

All are resident of

Village Sorigaon, Gandhinagar,
Tetelia, P.S. Sonapur
Sub-Division Guwahati
District- Kamrup (M), Assam.

With the above observations and directions, the present interlocutory application stands disposed of.

JUDGE

Comparing Assistant