

GAHC010224602024



undefined

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

Case No. : I.A.(Civil)/3264/2024

RAMA DEVI HIMATSINGKA AND ANR
WIFE OF LATE SANTOSH KUMAR HIMATSINGKA,
RESIDENT OF RAMSAI HILLS, KHARGULI,
P.S.- LATASIL, GUWAHATI- 781004.
REPRESENTED BY SHRI KANISHKA HIMATSINGKA,
SON OF SHRI RAJESH HIMATSINGKA,
RESIDENT OF RAMSAI HILLS, KHARGULI,
P.S. LATASIL, GUWAHATI- 781004.

2: RAJESH HIMATSINGKA
SON OF LATE SANTOSH KUMAR HIMATSINGKA

RESIDENT OF RAMSAI HILLS
KHARGULI

P.S.- LATASIL
GUWAHATI- 781004.
REPRESENTED BY SHRI KANISHKA HIMATSINGKA

SON OF SHRI RAJESH HIMATSINGKA

RESIDENT OF RAMSAI HILLS
KHARGULI

P.S. LATASIL
GUWAHATI- 781004

VERSUS

PAWAN KUMAR HIMATSINGKA AND 3 ORS
SON OF LATE GAURI SHANKAR HIMATSINGKA, RESIDENT OF A-95,
MALVIYA NAGAR, NEW DELHI- 110017.

2:KAVITA HIMATSINGKA

WIFE OF LATE MUKESH HIMATSINGKA WHO WAS THE SON OF LATE
SANTOSH KUMAR HIMATSINGKA

RESIDENT OF 17 DOVER ROAD
DOVER ENCLAVE

BALLYGUNGE
KOLKATA- 700019.

3:NITIN HIMATSINGKA
SON OF LATE MUKESH HIMATSINGKA WHO WAS THE SON OF LATE
SANTOSH KUMAR HIMATSINGKA

RESIDENT OF 17 DOVER ROAD
DOVER ENCLAVE

BALLYGUNGE
KOLKATA- 700019.

4:RISHAB HIMATSINGKA
SON OF LATE MUKESH HIMATSINGKA WHO WAS THE SON OF LATE
SANTOSH KUMAR HIMATSINGKA

RESIDENT OF 17 DOVER ROAD
DOVER ENCLAVE

BALLYGUNGE
KOLKATA- 700019.

5:SUNITA AGARWAL
WIFE OF NARENDRA KUMAR AGARWAL

DAUGHTER OF LATE SANTOSH KUMAR HIMATSINGKA

RESIDENT OF LAYAK BHAWAN
HILL CART ROAD

SILIGURI
WEST BENGAL.

6:HARISH HIMATSINGKA
SON OF LATE SANTOSH HIMATSINGKA

RESIDENT OF 2ND FLOOR
19B MANDEVILLA GARDEN

KOLKATA- 700019

Advocate for the Petitioner : MR G N SAHEWALLA, MR M SAHEWALLA,MR H K SARMA,MS K BHATTACHARYYA,MS G DUGAR

Advocate for the Respondent : ,

Linked Case : CRP(IO)/374/2024

RAMA DEVI HIMATSINGKA AND ANR
WIFE OF LATE SANTOSH KUMAR HIMATSINGKA

RESIDENT OF RAMSAI HILLS
KHARGULI

P.S.- LATASIL
GUWAHATI- 781004.
REPRESENTED BY SHRI KANISHKA HIMATSINGKA

SON OF SHRI RAJESH HIMATSINGKA

RESIDENT OF RAMSAI HILLS
KHARGULI

P.S. LATASIL
GUWAHATI- 781004.

2: RAJESH HIMATSINGKA
SON OF LATE SANTOSH KUMAR HIMATSINGKA

RESIDENT OF RAMSAI HILLS
KHARGULI

P.S.- LATASIL
GUWAHATI- 781004.
REPRESENTED BY SHRI KANISHKA HIMATSINGKA

SON OF SHRI RAJESH HIMATSINGKA

RESIDENT OF RAMSAI HILLS
KHARGULI

P.S. LATASIL
GUWAHATI- 781004.
VERSUS

PAWAN KUMAR HIMATSINGKA AND 3 ORS
SON OF LATE GAURI SHANKAR HIMATSINGKA

RESIDENT OF A-95
MALVIYA NAGAR

NEW DELHI- 110017.

2.1:KAVITA HIMATSINGKA
WIFE OF LATE MUKESH HIMATSINGKA WHO WAS THE SON OF LATE
SANTOSH KUMAR HIMATSINGKA

RESIDENT OF 17 DOVER ROAD
DOVER ENCLAVE

BALLYGUNGE
KOLKATA- 700019.

2.2:NITIN HIMATSINGKA
SON OF LATE MUKESH HIMATSINGKA WHO WAS THE SON OF LATE
SANTOSH KUMAR HIMATSINGKA

RESIDENT OF 17 DOVER ROAD
DOVER ENCLAVE

BALLYGUNGE
KOLKATA- 700019.

2.3:RISHAB HIMATSINGKA
SON OF LATE MUKESH HIMATSINGKA WHO WAS THE SON OF LATE
SANTOSH KUMAR HIMATSINGKA

RESIDENT OF 17 DOVER ROAD
DOVER ENCLAVE

BALLYGUNGE
KOLKATA- 700019.

3:SUNITA AGARWAL
WIFE OF NARENDRA KUMAR AGARWAL

DAUGHTER OF LATE SANTOSH KUMAR HIMATSINGKA

RESIDENT OF LAYAK BHAWAN
HILL CART ROAD

SILIGURI
WEST BENGAL.

4:HARISH HIMATSINGKA
SON OF LATE SANTOSH HIMATSINGKA

RESIDENT OF 2ND FLOOR
19B MANDEVILLA GARDEN

KOLKATA- 700019.

Advocate for : MR G N SAHEWALLA
Advocate for : MR. S K SINGH (R-1) appearing for PAWAN KUMAR
HIMATSINGKA AND 3 ORS

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 18.12.2025

- 1.** Heard Mr. G. N. Sahewalla, learned senior counsel assisted by Mr. H. K. Sarma, learned counsel for the applicants. Also heard Mr. S. K. Singh, the learned senior counsel appearing through Video Conferencing assisted by Mr. P. Sundi, learned counsel for the respondent.
- 2.** Hearing concluded.
- 3.** Judgment Reserved.

JUDGE

Comparing Assistant