

GAHC010264242025



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

Case No. : I.A.(Civil)/3933/2025

HOUSING AND URBAN DEVELOPMENT CORPORATION LIMITED HUDCO
A FINANCIAL INSTITUTION REGD UNDER THE COMPANIES ACT, 1956
HAVING ITS REGD OFFICE AT HUDCO BHAWAN, INDIA HABITAT CENTRE,
LODHI ROAD, NEW DELHI- 110003 AND HAVING ITS GUWAHATI ZONAL
OFFICE AT HOUSEFED COMPLEX, RUKIMINI GAON, G S ROAD,
GUWAHATI- 781022 AND REP. BY THE REGIONAL CHIEF HUDCO,
GUWAHATI

VERSUS

ON THE DEATH OF RESPONDENT NO 4 SRI ARUN BORAH HIS HEIRS AND
LEGAL REPRESENTATIVES NAMELY AMIT BORAH
SON OF LATE ARUN BORAH RESIDENT OF BAROWARY GUWAHATI
DISTRICT KAMRUP METRO ASSAM

Advocate for the Petitioner : MR G BHARADWAJ, ABBASH U AHMED, MR. K
BHATTACHARJEE, MR. A C SARMA

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

05.01.2026

1. Heard Mr. K. Bhattacharjee, learned counsel for the applicant.

2. This application under Section 5 of the Limitation Act, 1963 has been filed for condoning the delay of 456 days in filing the application for setting aside abatement as well as substitution of the legal heirs of the deceased respondent no. 4 Late Arun Borah.
3. Issue notice to the respondents.
4. The applicant shall take steps for issuance of notice upon the respondents by speed post as well as by usual mode within 7 days from the date of this order, returnable on 25.02.2026.
5. The learned counsel for the applicant has submitted that since the other respondents are duly represented by their engaged counsel in the connected CRP(IO) No.322/2017, the applicant may not be required to take fresh steps for issuance of notice on the said respondents.
6. Prayer is allowed.
7. However as regards the legal heirs of the respondent no.4 the applicant is directed to take fresh steps for issuance of notice upon them by speed post as well as by usual mode within 7 days, returnable on 25.02.2026.
8. List accordingly.

JUDGE

Comparing Assistant