

GAHC010272262018



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

**Case No. : CRP/188/2018**

DIBRUGARH HANUMANBUX SURAJMAL KANOI COMMERCE COLLEGE  
AND ANR.

DIBRUGARH, ESTD AND CONSTITUTED UNDER DIBRUGARH  
UNIVERSITY ACT, 1965 REP. BY ITS PRINCIPAL AND SECRETARY DR.  
KANINDRA MISRA BHAGAWATI, DIBRUGARH HANUMANBUX SURAJMAL  
KANOI COMMERCE COLLEGE, DIBRUGARH, DIST- DIBRUGARH, ASSAM,  
PIN- 786001

2: KHANINDRA MISRA BHAGAWATI  
THE PRINCIPAL AND SECRETARY  
DIBRUGARH HANUMANBUX SURAJMAL KANOI COMMERCIAL COLLEGE  
DIBRUGARH  
DIST- DIBRUGARH  
ASSAM  
PIN- 78600

VERSUS

KAMAL CHANDRA GOGOI AND 14 ORS.  
S/O- LATE UMA KANTA GOGOI, R/O- BANIPUR BYE LANE NO. 2, P.O  
BANIPUR, P.S AND DIST- DIBRUGARH, ASSAM, PIN- 786002

2: ARUN CHANDRA GOGOI  
W/O- LATE ARUN CHANDRA GOGOI  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

3: MADHYRJYA GOGOI  
S/O- LATE ARUN CHANDRA GOGOI  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM

PIN- 786002

4:NILIMA GOGOI  
W/O- LATE ARUN CHANDRA GOGOI  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

5:SUSIL SAIKIA  
S/O- MEGHNATH SAIKIA  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

6:PRANAB GOGOI  
S/O- LATE BHAGYESWAR GOGOI  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

7:TARUN GOGOI  
S/O- MUKTI GOGOI  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

8:ARUN GOGOI  
S/O- LATE DHAJEN GOGOI  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

9:BARUN CHANDRA GOGOI  
S/O- MUKUT CHANDRA GOGOI  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

10:BIPUL CHELLENG  
S/O- NOT KNOWN  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH

ASSAM  
PIN- 786002

11:GIRINDRA NATH KONWAR  
S/O- PABITRA KONWAR  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

12:HARINARAYAN KEOT  
S/O- MAHABIR KEOT  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

13:NARAYAN KEOT  
S/O- MAHABIR KEOT  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

14:SUSIL SAIKIA  
S/O- SRI MEGHNATH SAIKIA  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

15:OMEN MENTHOM DEORI  
W/O- LATE TANKESWAR DEORI  
R/O- BANIPUR  
P.S AND DIST- DIBRUGARH  
ASSAM  
PIN- 78600

**Advocate for the Petitioner** : MR N N UPADHYAYA, MR. B B KAKATI,MR D BORUAH,MR S SHARMA

**Advocate for the Respondent** : MR. P J SAIKIA (R4-R7, R9), MR. A K GUPTA (R4-R7, R9),MS M NIROLA (R4-R7, R9)

Linked Case : CRP/3/2019

DIBRUGARH HANUMANBUX SURAJMAL KANOI COMMERCE COLLEGE  
AND ANR.

DIBRUGARH

ESTB. AND CONSTITUTED UNDER DIBRUGARH UNIVERSITY ACT  
1965 REP. BY ITS PRINCIPAL AND SECY.

DR. KHANINDRA MISRA BHAGAWATI

DIBRUGARH HANUMANBUX SURAJMAL KANOI COMMERCE COLLEGE

DIBRUGARH

DIST- DIBRUGARH

ASSAM

PIN- 786001

2: DR. KHANINDRA MISRA BHAGAWATI

THE PRINCIPAL AND SECY.

DIBRUGARH HANUMANBUX SURAJMAL KANOI COMMERCE COLLEGE

DIBRUGARH

DIST- DIBRUGARH

ASSAM

PIN- 786001

VERSUS

NILIMA GOGOI AND 14 ORS.

W/O- LT ARUN CHANDRA GOGOI

R/O- BANIPUR

BYE LANE NO.2

P.S. AND DIST- DIBRUGARH

ASSAM

PIN- 786002

2:BARUN CHANDRA GOGOI

S/O- MUKUT CHANDRA GOGOI

R/O- BANIPUR

BYE LANE NO.2

P.S. AND DIST- DIBRUGARH

ASSAM

PIN- 786002

3:MRS. ARUN CHANDRA GOGOI

S/O- LT ARUN CHANDRA GOGOI

R/O- BANIPUR

BYE LANE NO.2

P.O. BANIPUR

P.S. AND DIST- DIBRUGARH

ASSAM

PIN- 786002

4:SRI MADHYRJYA GOGOI  
S/O- LT ARUN CHANDRA GOGOI  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

5:SRI PRANAB GOGOI  
S/O- LT BHAGYESWAR GOGOI  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

6:SRI SUSIL SAIKIA  
S/O- MEGHNATH SAIKIA  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

7:SRI KAMAL CHANDRA GOGOI  
S/O- LT UMA KANTA GOGOI  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

8:TARUN GOGOI  
S/O- MUKTI GOGOI  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

9:ARUN GOGOI  
S/O- LT DHAJEN GOGOI

R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

10:SRI BIPULL CHELLENG  
S/O- NOT KNOWN  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

11:SRI GIRINDRA NATH KONWAR  
S/O- SRI PABITRA KONWAR  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

12:HARINARAYAN KEOT  
S/O- SRI MAHABIR KEOT  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

13:SRI NARAYAN KEOT  
S/O- SRI MAHABIR KEOT  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

14:SRI SUSIL SAIKIA  
S/O- SRI MEGHNATH SAIKIA  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR

P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

15:SMTI. OMEN MENTHOM DEORI  
W/O- LT TANKESWAR DEORI  
R/O- BANIPUR  
BYE LANE NO.2  
P.O. BANIPUR  
P.S. AND DIST- DIBRUGARH  
ASSAM  
PIN- 786002

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Advocate for : MR N N UPADHYAYA  
Advocate for : MR. B P BORAH (R11) appearing for NILIMA GOGOI AND 14 ORS.

Linked Case : CRP/193/2018

DIBRUGARH HANUMANBUX SURAJMAL KANOI COMMERCE COLLEGE  
AND ANR.  
DIBRUGARH  
ESTABLISHED AND CONSTITUTED UNDER DIBRUGARH UNIVERSITY ACT  
1965 REPRESENTED BY ITS PRINCIPAL AND SECRETARY  
DR. KHANINDRA MISRA BHAGAWATI  
DIBRUGARH HANUMANBUX SURAJMAL KANOI COMMERCE COLLEGE  
DIBRUGARH  
DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786001.

2: KHANINDRA MISRA BHAGAWATI  
THE PRINCIPAL AND SECRETARY  
DIBRUGARH HANUMANBUX SURAJMAL KANOI COMMERCE COLLEGE  
DIBRUGARH  
DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786001.  
VERSUS

TARUN CHANDRA GOGOI AND 14 ORS. (C)  
SON OF LATE MUKTI NATH GOGOI  
R/O. BANIPUR  
BYE LANE NO. 2  
P.O. BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM

PIN- 786002.

2:ARUN CHANDRA GOGOI  
WIFE OF LATE ARUN CHANDRA GOGOI  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

3:MADHYRJA GOGOI  
SON OF LATE ARUN CHANDRA GOGOI  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

4:SMTI. NILIMA GOGOI  
WIFE OF SRI ARUN CHANDRA GOGOI  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

5:SUSIL SAIKIA  
SON OF MEGHNATH SAIKAI  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

6:KAMAL GOGOI  
SON OF UNKNOWN  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

7:PRANAB GOGOI  
SON OF LATE BHAGYESWAR GOGOI  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

8:ARUN GOGOI  
SON OF LATE DHAJEN GOGOI  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH

ASSAM  
PIN- 786002.

9:BARUN CHANDRA GOGOI  
SON OF LATE MUKUT CHANDRA GOGOI  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

10:BIPUL CHELLENG  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

11:GIRINDRA NATH KONWAR  
SON OF SRI PABITRA KONWAR  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

12:HARINARAYAN KEOT  
SON OF SRI MAHABIR KEOT  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

13:NARAYAN KEOT  
SON OF SRI MAHABIR KEOT  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

14:SUSIL SAIKIA  
SON OF MEGHNATH SAIKIA  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH  
ASSAM  
PIN- 786002.

15:SMTI OMEN MENTHOM DEORI  
WIFE OF LATE TANKESWAR DEORI  
RESIDENT OF BANIPUR  
P.S. AND DISTRICT- DIBRUGARH

ASSAM  
PIN- 786002.

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Advocate for : MR N N UPADHYAYA  
Advocate for : MR. P J SAIKIA (R1  
R4  
R5  
R7  
R9) appearing for TARUN CHANDRA GOGOI AND 14 ORS. (C)

**BEFORE  
HONOURABLE MR. JUSTICE ROBIN PHUKAN**

**ORDER**

**19.05.2025**

Heard Mr. N.N. Upadhyaya, learned counsel for the petitioner and Mr. P.J. Saikia, learned senior counsel assisted by Mr. A.K. Gupta, learned counsel for the respondent Nos. 1, 4, 5, 7 & 9 in CRP/188/2018 & CRP/193/2018 and respondent Nos. 1 & 2 in CRP/3/2019.

After hearing learned counsel for both the parties, perusal of the record is found to be necessary.

Accordingly, it is provided that the registry shall call for the record of Title Suit No. 37/2006 from the court of learned Munsiff, Dibrugarh.

List the matter after 2 weeks.

**JUDGE**

**Comparing Assistant**