

GAHC010278862024



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

Case No. : I.A.(Civil)/723/2025

ON THE DEATH OF AMULYA CHANDRA PAUL HIS LEGAL HEIRS SUNANDA
PAUL CHATTERJEE AND ANR

RESIDENT OF C/O OPTION OPTICIANS, S.S ROAD LAKHTOKIA, PO
PANBAZAR, PS PANBAZAR, DIST.KAMRUP M ASSAM 781001

1.2: SMTI AJANTA PAUL
RESIDENT OF C/O OPTION OPTICIANS
S.S ROAD LAKHTOKIA
PO PANBAZAR
PS PANBAZAR
DIST.KAMRUP M ASSAM 781001

1.3: SHRI BIPRAJIT PAUL
RESIDENT OF C/O OPTION OPTICIANS
S.S ROAD LAKHTOKIA
PO PANBAZAR
PS PANBAZAR
DIST.KAMRUP M ASSAM 781001

2: SRI INDRAJIT PAUL
S/O AMULYA CHANDRA PAUL

RESIDENT OF C/O OPTION OPTICIANS
S.S ROAD LAKHTOKIA
PO PANBAZAR
PS PANBAZAR
DIST.KAMRUP M ASSAM 78100

VERSUS

SUTAPA SARKAR
W/O LATE AJOY SARKAR,
RESIDENT OF KAHULIPARA COLONY, PO BINOVA NAGAR, PS FATASIL
AMBARI, GUWAHATI KAMRUP M ASSAM

Advocate for the Petitioner : MR. P DAIMARY, MS. N M LONGKENG,MR. R. KARIM,MR. I H LASKAR,J MEDHI,MR. P K DEKA

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

17.03.2025

Heard Mr. P.K. Deka, learned counsel for the applicants.

2. This interlocutory application, under Section 5 of the Limitation Act, is preferred by the applicant for condonation of delay of 136 days in preferring the connected appeal against the judgment and decree dated 25.04.2024, passed by the learned Civil Judge (Senior Division) No. 1, Kamrup(M), in Title Appeal No. 13/2016, by which the learned Civil Judge had dismissed the appeal and thereby upheld the judgment and decree dated 23.12.2015, passed in Title Suit No. 30/2010.

3. Let notice be issued to the respondent returnable in four weeks.

4. Steps be taken upon the respondent by way of registered post with A/D as well as by usual process within a week from today.

5. List the matter after four weeks.

JUDGE

Comparing Assistant