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

Case No. : I.A.(Civil)/75/2026

ON THE DEATH OF LATE DHARANIDHAR DEKA
HIS LEGAL HEIRS
SMTI. BIMALA DEKA AND 5 ORS.
W/O LATE DHARANIDHAR DEKA
R/O EAMDIA (UJANKURI)
P.O.- UJANKURI
P.S.- HAJO
DIST- KAMRUP
ASSAM
PIN-781102

2: BHABEN DEKA
S/O LATE DHARANIDHAR DEKA
R/O EAMDIA (UJANKURI)
P.O.- UJANKURI
P.S.- HAJO
DIST- KAMRUP
ASSAM
PIN-781102

3: KAMEN DEKA
S/O LATE DHARANIDHAR DEKA
R/O EAMDIA (UJANKURI)
P.O.- UJANKURI
P.S.- HAJO
DIST- KAMRUP
ASSAM
PIN-781102

4: SMTI. NIJARA DEKA
D/O LATE DHARANIDHAR DEKA
R/O EAMDIA (UJANKURI)
P.O.- UJANKURI
P.S.- HAJO

DIST- KAMRUP
ASSAM
PIN-781102

5: JITENDRA DEKA
S/O LATE DHARANIDHAR DEKA
R/O EAMDIA (UJANKURI)
P.O.- UJANKURI
P.S.- HAJO
DIST- KAMRUP
ASSAM
PIN-781102

6: SMTI. JURI MALAKAR
D/O LATE DHARANIDHAR DEKA
R/O EAMDIA (UJANKURI)
P.O.- UJANKURI
P.S.- HAJO
DIST- KAMRUP
ASSAM
PIN-781102
VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
REVENUE AND DISASTER DEPARTMENT
DISPUR
GUWAHATI-781006

2:THE JOINT SECRETARY
GOVERNMENT OF ASSAM
REVENUE AND DISASTER DEPARTMENT
DISPUR
GUWAHATI-781006

3:THE DISTRICT COMMISSIONER
KAMRUP (R) DISTRICT
AMINGAON

4:THE ADDITIONAL DISTRICT COMMISSIONER
LAND ACQUISITION BRANCH
KAMRUP (R) DISTRICT
AMINGAON

Advocate for : MR. B K BHAGAWATI
Advocate for : SC
REVENUE appearing for THE STATE OF ASSAM AND 3 ORS

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

Date : 20.01.2026

Heard Mr. B. S. Deka, learned counsel for the applicants. Also heard Mr. J. Handique, learned Standing Counsel, Revenue Department, for respondent Nos. 1 & 2; and Mr. H. Sarmah, learned State Counsel for respondent Nos. 3 & 4.

This is an application praying for substitution of the deceased petitioner by the legal heirs in the connected writ petition, being WP(C) No. 24/2018.

The deceased petitioner, Late Dharanidhar Deka, has filed the connected writ petition praying for a direction to the respondents to disburse the land acquisition compensation in respect of the land measuring 7 Bighas covered by Dag No. 1/51 and Patta No. 1 F.C. Grant under Revenue Village Barsanda of Mouza, Shila Sundori Ghopa of Kamrup (R) District. During the pendency of the said writ petition, the petitioner had expired on 29.09.2025. The applicants herein, being the legal heirs of the deceased petitioner, have prayed for substitution in his place.

Having considered that the petitioner had died during the pendency of the connected WP(C) No. 24/2018 and the applicants appear to be the legal heirs of the deceased petitioner and considering that the prayer for substitution not being opposed by the learned counsel for the respondents, I deem it

appropriate to allow this interlocutory application.

Accordingly, the applicants, namely, (i) Smti Bimala Dekka (wife), (ii) Sri Bhaben Dekka (son), (iii) Sri Kamen Dekka (son), (iv) Smti. Nijara Dekka (daughter), (v) Sri Jitendra Dekka (son), and (vi) Smti Juri Malakar (daughter), are allowed to be substituted the deceased petitioner in the connected WP(C) No. 24/2018.

The interlocutory application stands disposed of.

JUDGE

Comparing Assistant