

GAHC010293552019



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

**Case No. : RSA/56/2020**

MUSSTT. SAHIDA BEGUM  
W/O- SAFUR UDDIN, R/O- VILL.- MALATIKHAMA, NOW RESIDING AT  
GAURIPUR, GAURIPUR TOWN, P.O. AND P.S. GAURIPUR, DIST.- DHUBRI,  
PIN- 783331.

VERSUS

SRI JOYDEV AGARWALA AND 4 ORS  
S/O- LATE RAMESWAR AGARWALA, R/O- WARD NO. 15, DHUBRI TOWN,  
P.O., P.S. AND DIST.- DHUBRI, PIN- 783301.

2:ON THE DEATH OF OM PRAKESH AGARWALA  
HIS LEGAL HEIRS REPRESENTING  
S/O- LATE SITA RAM AGARWALA  
SUBSTITUTED VIDE ORDER DATED- 15-12-2008.

2.1:SMT. SOMA SUUNDARI AGARWALA (WIFE)  
R/O- WARD NO. 5  
DHUBRI TOWN  
P.S. AND DIST.- DHUBRI  
ASSAM  
PIN- 783301.

2.2:SRI MULCHAND AGARWALA (SON)  
R/O- WARD NO. 5  
DHUBRI TOWN  
P.S. AND DIST.- DHUBRI  
ASSAM  
PIN- 783301.

2.3:SRI SATYA NARAYAN AGARWALA (SON)  
R/O- WARD NO. 5

DHUBRI TOWN  
P.S. AND DIST.- DHUBRI  
ASSAM  
PIN- 783301.

3:MD. SAMSUL HOQUE  
S/O- AKTAR UDDIN  
R/O- VILL.- PUB TIAMARI PART-II  
P.O. AND P.S. GAURIPUR  
DIST.- DHUBRI  
PIN- 783331.

4:STRUCK OFF  
VIDE COURT ORDER DATED 27/03/2023 PASSED IN RSA NO. 56/2020

5:SAIYADA RAHMAN  
W/O- MOZIBAR RAHMAN  
R/O- VILL.- KHAGRABARI  
P.S. GOLAKGANJ  
DIST.- DHUBRI  
ASSAM  
PIN- 783331

**Advocate for the Petitioner** : MR. S DAS, MR. M A SHEIKH, MRS. R T DAS, MR K DAS, MR. N BORUAH, MR H GOGOI

**Advocate for the Respondent** : MR. D SARAF (R- 1, 3, 2.2, 2.3), MR P AGARWAL (R- 1, 3, 2.2, 2.3), MR. S S GUPTA (R- 1, 3, 2.2, 2.3)

**BEFORE**  
**HONOURABLE MRS. JUSTICE MALASRI NANDI**

**ORDER**

**Date : 21.11.2024**

On request of Ms. P.Kalita, learned counsel appearing on behalf of Mr. M.A.Sheikh, learned counsel for the appellants with consent from the respondent, case be listed after three weeks.

**JUDGE**

**Comparing Assistant**