

GAHC010016822024



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

Case No. : I.A.(Civil)/654/2024

SABUR UDDIN
S/O LT. BADAR UDDIN
R/O VILL. ITARBHATA
MOUZA GHIRAJARI
P.O. BORBALA
P.S. HOWLI
DIST. BARPETA
ASSAM
PIN 781316

VERSUS

ABDUL BAREK TALUKDAR AND 14 ORS
S/O- LATE MAZAM ALI @ MOAZZAM HASEN TALUKDAR
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

2:KHALILUR RAHMAN
S/O- LATE ASHAN ALI

R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
3:ABDUL MOTALEB

S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

4:MATIYAR RAHMAN
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

5:ON THE DEATH OF SAHADAT HUSSAIN
HIS LEGAL REPRESENTATIVES
5.1:NURNEHAR BEGUM

W/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
5.2:NAZMUL HUSSAIN

S/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
5.3:NASIR HUSSAIN

S/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM

PIN- 781316.
5.4:SALIMA KHATUN

D/O- LATE SAHADAT HUSSAIN
W/O KARIM ALI
R/O- VILL.-BORBALA
MOUZA- GHILAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
5.5:HALIMA KHATUN

D/O- LATE SAHADAT HUSSAIN
W/O JAHIDUL ISLAM
R/O- VILL.- UTTAR KALI JHAR
P.S. BARPETA ROAD
DIST.- BARPETA
ASSAM
PIN- 781316.
5.6:SUFIA PARBIN

D/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

6:HABEJ UDDIN
S/O- LATE SABIR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

7:NABJESH ALI
S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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PIN- 781316.
8:ISMAIL HUSSAIN
S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
9:ISMAIL HUSSAIN (BABUL)

S/O- KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
10:JAHEDUL HUSSAIN
S/O- LATE ABDUL MOTALIB
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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PIN- 781316.

11:MD. MAKIM UDDIN
S/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
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DIST.- BARPETA
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12:SAHERA KHATUN
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
13:MAYFUL NESSA

D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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14:KHUDEJA NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

15:BALIJAN NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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PIN- 781316.

Advocate for : MR. J AHMED

Advocate for : appearing for ABDUL BAREK TALUKDAR AND 14 ORS

Linked Case : I.A.(Civil)/662/2024

SABUR UDDIN
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2:ON THE DEATH OF KHALILUR RAHMAN

HIS LEGAL REPRESENTATIVES

2.1:PUTULI BEGUM

W/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

2.2:NUREJA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O NAZIM UDDIN
R/O- VILL.-KALAHBHANGA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

2.3:FIROZA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O TAIZUDDIN AHMED
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

2.4:RAHIMA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O RIAZ UDDIN
R/O- VILL.- HILAPAGURI

MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
2.5:ISMAIL HUSSAIN (BABUL)
S/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
2.6:MANIK ALI

S/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
2.7:DELOWAR HUSSAIN

S/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
2.8:AMINA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O AZMAT ALI KHANM R/O- VILL.- KAMALPUR PAM
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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3:ABDUL MOTALEB
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA

MOUZA- GHIRAJARI
P.O. BORBALA
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4:MATIJAR RAHMAN
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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5:SAHADAT HUSSAIN
S/O- LATE MOKSHED ALI
R/O- VILL.- ITARBHATA
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6:HABEJ UDDIN
S/O- LATE SABIR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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7:NABJESH ALI
S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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8:ISMAIL HUSSAIN
S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
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DIST.- BARPETA
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S/O- KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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DIST.- BARPETA
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10:JAHEDUL HUSSAIN
S/O- LATE ABDUL MOTALIB
R/O- VILL.- ITARBHATA
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11:MD. MAKIM UDDIN
S/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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D/O- LATE BADAR UDDIN
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13:MAYFUL NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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14:KHUDEJA NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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15:BALIJAN NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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Advocate for : MR. J AHMED
Advocate for : MR. M A SHEIKH appearing for ABDUL BAREK TALUKDAR AND
14 ORS

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HIS LEGAL REPRESENTATIVES

2.1:PUTULI BEGUM

W/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
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2.2:NUREJA KHATUN
D/O- LATE KHALILUR RAHMAN
W/O NAZIM UDDIN
R/O- VILL.-KALAHBHANGA
MOUZA- GHIRAJARI
P.O. BORBALA
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DIST.- BARPETA
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PIN- 781316.
2.3:FIROZA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O TAIZUDDIN AHMED
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
2.4:RAHIMA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O RIAZ UDDIN
R/O- VILL.- HILAPAGURI
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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2.5:ISMAIL HUSSAIN (BABUL)
S/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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PIN- 781316.
2.6:MANIK ALI

S/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
2.7:DELOWAR HUSSAIN

S/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
2.8:AMINA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O AZMAT ALI KHANM R/O- VILL.- KAMALPUR PAM
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
3:ABDUL MOTALEB
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
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4:MATYAR RAHMAN
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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5:SAHADAT HUSSAIN
S/O- LATE MOKSHED ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
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DIST.- BARPETA
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6:HABEJ UDDIN
S/O- LATE SABIR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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7:NABJESH ALI
S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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8:ISMAIL HUSSAIN
S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
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DIST.- BARPETA
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9:ISMAIL HUSSAIN (BABUL)

S/O- KHALILUR RAHMAN

R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
10:JAHEDUL HUSSAIN
S/O- LATE ABDUL MOTALIB
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
11:MD. MAKIM UDDIN
S/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
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DIST.- BARPETA
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12:SAHERA KHATUN
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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13:MAYFUL NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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DIST.- BARPETA
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14:KHUDEJA NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA

P.S. HOWLY
DIST.- BARPETA
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PIN- 781316.
15:BALIJAN NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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Advocate for : MR. J AHMED
Advocate for : MR. M A SHEIKH appearing for ABDUL BAREK TALUKDAR AND
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HIS LEGAL REPRESENTATIVES

2.1:PUTULI BEGUM

W/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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DIST.- BARPETA
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PIN- 781316.

2.2:NUREJA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O NAZIM UDDIN
R/O- VILL.-KALAHBHANGA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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2.3:FIROZA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O TAIZUDDIN AHMED
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
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DIST.- BARPETA
ASSAM
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2.4:RAHIMA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O RIAZ UDDIN
R/O- VILL.- HILAPAGURI
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

2.5:ISMAIL HUSSAIN (BABUL)

S/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA

P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
2.6:MANIK ALI

S/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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2.7:DELOWAR HUSSAIN

S/O- LATE KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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DIST.- BARPETA
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PIN- 781316.
2.8:AMINA KHATUN

D/O- LATE KHALILUR RAHMAN
W/O AZMAT ALI KHANM R/O- VILL.- KAMALPUR PAM
MOUZA- GHIRAJARI
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3:ABDUL MOTALEB
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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4:MATYAR RAHMAN
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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DIST.- BARPETA
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5:SAHADAT HUSSAIN
S/O- LATE MOKSHED ALI
R/O- VILL.- ITARBHATA
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6:HABEJ UDDIN
S/O- LATE SABIR UDDIN
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8:ISMAIL HUSSAIN
S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
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DIST.- BARPETA
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9:ISMAIL HUSSAIN (BABUL)

S/O- KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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10:JAHEDUL HUSSAIN
S/O- LATE ABDUL MOTALIB
R/O- VILL.- ITARBHATA
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DIST.- BARPETA

ASSAM
PIN- 781316.
11:MD. MAKIM UDDIN
S/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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DIST.- BARPETA

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12:SAHERA KHATUN
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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13:MAYFUL NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA

ASSAM
PIN- 781316.
14:KHUDEJA NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA

ASSAM
PIN- 781316.
15:BALIJAN NESSA

D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

Advocate for : MR. J AHMED
Advocate for : MR. M A SHEIKH appearing for ABDUL BAREK TALUKDAR AND
14 ORS

Linked Case : I.A.(Civil)/656/2024

SABUR UDDIN
S/O LT. BADAR UDDIN
R/O VIFLL. ITARBHATA
MOUZA GHIRAJARI
P.O. BORBALA
P.S. HOWLI
DIST. BARPETA
ASSAM
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VERSUS

ABDUL BAREK TALUKDAR AND 14 ORS
S/O- LATE MAZAM ALI @ MOAZZAM HASEN TALUKDAR
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

2:KHALILUR RAHMAN
S/O- LATE ASHAN ALI

R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA

ASSAM
PIN- 781316.
3:ABDUL MOTALED
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA

ASSAM
PIN- 781316.
4:MATYAR RAHMAN
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA

ASSAM
PIN- 781316.
5:ON THE DEATH OF SAHADAT HUSSAIN
HIS LEGAL REPRESENTATIVES
5.1:NURNEHAR BEGUM

W/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
5.2:NAZMUL HUSSAIN

S/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
5.3:NASIR HUSSAIN

S/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA

P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
5.4:SALIMA KHATUN

D/O- LATE SAHADAT HUSSAIN
W/O KARIM ALI
R/O- VILL.-BORBALA
MOUZA- GHILAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
5.5:HALIMA KHATUN

D/O- LATE SAHADAT HUSSAIN
W/O JAHIDUL ISLAM
R/O- VILL.- UTTAR KALI JHAR
P.S. BARPETA ROAD
DIST.- BARPETA
ASSAM
PIN- 781316.
5.6:SUFIA PARBIN

D/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
6:HABEJ UDDIN
S/O- LATE SABIR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
7:NABJESH ALI
S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA

P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
8:ISMAIL HUSSAIN
S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
9:ISMAIL HUSSAIN (BABUL)

S/O- KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
10:JAHEDUL HUSSAIN
S/O- LATE ABDUL MOTALIB
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
11:MD. MAKIM UDDIN
S/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
12:SAHERA KHATUN
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA

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13:MAYFUL NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
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DIST.- BARPETA

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14:KHUDEJA NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA

ASSAM
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15:BALIJAN NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
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R/O- VILL.- ITARBHATA
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2:KHALILUR RAHMAN
S/O- LATE ASHAN ALI

R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
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3:ABDUL MOTALEB
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.

4:MATIYAR RAHMAN
S/O- LATE ASHAN ALI
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
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5:ON THE DEATH OF SAHADAT HUSSAIN
HIS LEGAL REPRESENTATIVES
5.1:NURNEHAR BEGUM

W/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI

P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
5.2:NAZMUL HUSSAIN

S/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
5.3:NASIR HUSSAIN

S/O- LATE SAHADAT HUSSAIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
5.4:SALIMA KHATUN

D/O- LATE SAHADAT HUSSAIN
W/O KARIM ALI
R/O- VILL.-BORBALA
MOUZA- GHILAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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5.5:HALIMA KHATUN

D/O- LATE SAHADAT HUSSAIN
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P.S. BARPETA ROAD
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MOUZA- GHIRAJARI
P.O. BORBALA
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6:HABEJ UDDIN
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R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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8:ISMAIL HUSSAIN
S/O- LATE SABUR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
ASSAM
PIN- 781316.
9:ISMAIL HUSSAIN (BABUL)

S/O- KHALILUR RAHMAN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA
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10:JAHEDUL HUSSAIN
S/O- LATE ABDUL MOTALIB
R/O- VILL.- ITARBHATA
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S/O- LATE BADAR UDDIN
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P.S. HOWLY
DIST.- BARPETA
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PIN- 781316.
15:BALIJEAN NESSA
D/O- LATE BADAR UDDIN
R/O- VILL.- ITARBHATA
MOUZA- GHIRAJARI
P.O. BORBALA
P.S. HOWLY
DIST.- BARPETA

ASSAM
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Advocate for : MR. J AHMED
Advocate for : appearing for ABDUL BAREK TALUKDAR AND 14 ORS

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

05.04.2024

Heard Mr. J. Ahmed, the learned counsel for the appellant.

2. I.A.(C) No.663/2024; I.A.(C) No.662/2024 and I.A.(C) No.661/2024 are the three applications filed for condonation of delay, setting aside the abatement as well as for substitution of the legal representatives of the proforma respondent No.2.
3. I.A.(C) No.656/2024; I.A.(C) No.655/2024 and I.A.(C) No.654/2024 are applications filed for condonation of delay, setting aside the abatement and for substitution of legal representatives of the proforma respondent Nos.5.
4. It has been stated by Mr. J. Ahmed, the learned counsel for the appellant that the appellant herein is the defendant No.1 in the suit. The suit was decreed against the appellant. Thereupon, an Appeal was preferred by the appellant against the said judgment and decree. As against the dismissal of the said Appeal, the instant Appeal has been filed. The proforma respondent No.2 and proforma respondent No.5 neither filed an Appeal nor are their interests against the interest of the appellant.
5. Under such circumstances, this Court is of the opinion that this Court

that the substitution of the legal representatives of proforma respondent No.2 and proforma respondent No.5 are not necessary in the facts of the instant case.

6. Accordingly, all the six applications stand disposed of.

JUDGE

Comparing Assistant