

GAHC010002932024



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

Case No. : CRP(IO)/9/2024

TAPAN KUMAR BHOWMICK
S/O LT. MADHU SUDHAN BHOWMICK, R/O JAGIROAD TOWN, NEAR DRY
FISH MARKET, P.O. AND P.S.-JAGIROAD, MOUZA-GOVE, DIST-MORIGAON,
ASSAM, PIN-782410

VERSUS

SWAPAN BHOWMIK
S/O LT. MADHU SUDHAN BHOWMICK, R/O JAGIROAD TOWN, NEAR DRY
FISH MARKET, P.O. AND P.S.-JAGIROAD, MOUZA-GOVE, DIST-MORIGAON,
ASSAM, PIN-782410

Advocate for the Petitioner : MR. A PAUL

Advocate for the Respondent :

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 10-01-2024

Heard Mr. A Paul learned counsel for the petitioner.

The petitioner is a defendant before the learned trial court.
While filing written statement he had objected to the valuation of the
suit but the learned trial did not accept the said point.

I have considered the submissions made by the learned counsel for the petitioner.

This court has already settled in the case of ***Padmini Mahanta Vs. Narayan Choudhury*** reported in ***(2002) 1 GLT 178***, that valuation of the suit is a matter between the court and the plaintiff and the defendant has nothing to do with it.

In view of the said fact, I find this CRP to be devoid of merit and is accordingly dismissed.

JUDGE

Comparing Assistant