

GAHC010103162024



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

Case No. : I.A.(Civil)/1578/2024

XXXXXXXXXXXX
EX-WIFE OF HARI CHARAN PEGU
D/O LATE JATIN BARUAH
R/O SUBACHUK GAON
P.S.- BARBARUAH
DIST.- DIBRUGARH
ASSAM.

VERSUS

XXXXXXXXXXXX
S/O TULARAM PEGU
R/O CHARIGHORIA (JAMUGURI)
P.O.- KACHUWA
P.S.- BIHPURIA
DIST.- LAKHIMPUR
ASSAM. PRESENT ADDRESS- C/O COMMANDANT
14TH ASSAM POLICE (IR)
BATAILLION
NALBARI
DAULASAL.

For the applicant (s) : Mr. R. Chakraborty, Advocate

For the respondent (s) : None appears

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
O R D E R

29.05.2024

This is an application under Section XLI Rule 5 of the Code of Civil Procedure, 1908 seeking stay of the judgment and decree dated 16.03.2024 passed by the learned District Judge, Dibrugarh in T.S.(D) No.15/2019.

2. Taking into account the provision of Section 15 of the Hindu Marriage Act, 1955 and as the Appeal has been duly filed within time, this Court is of the opinion that till the disposal of the instant Appeal, the judgment and decree dated 16.03.2024 passed by the learned District Judge, Dibrugarh in T.S.(D) No.15/2019 shall remain stayed.

3. In view of the above, the instant I.A. stands disposed of.

JUDGE

Comparing Assistant