

GAHC010104002024



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

Case No. :I.A.(Civil)/2336/2024

GOPAL BORKAKOTY
S/O LATE GUNIN BORKAKOTY

RESIDENT OF SONARI TOWN
WARD NO. 1
PO AND PS SONARI
DIST CHARAIDEO
ASSAM 785690

VERSUS

NANDAN BORKAKOTY AND 4 ORS
S/O LATE GUNIN BORKAKOTY

RESIDENT OF SONARI TOWN
WARD NO. 1
PO AND PS SONARI
DIST CHARAIDEO
ASSAM 785690

2:KRIPAL BORKAKOTY
S/O LATE GUNIN BORKAKOTY

RESIDENT OF SONARI TOWN
WARD NO. 1
PO AND PS SONARI
DIST CHARAIDEO
ASSAM 785690

3:SRI SAGAR BORKAKOTY
S/O LATE GUNIN BORKAKOTY

RESIDENT OF SONARI TOWN
WARD NO. 1
PO AND PS SONARI
DIST CHARAIDEO
ASSAM 785690

4:SRI KARUNA BORKAKOTY
S/O LATE GUNIN BORKAKOTY

RESIDENT OF SONARI TOWN
WARD NO. 1
PO AND PS SONARI
DIST CHARAIDEO
ASSAM 785690

5:SRI HARI BORKAKOTY
S/O LATE GUNIN BORKAKOTY

RESIDENT OF SONARI TOWN
WARD NO. 1
PO AND PS SONARI
DIST CHARAIDEO
ASSAM 785690

Advocate for : MR. S SUTRADHAR
Advocate for : appearing for NANDAN BORKAKOTY AND 4 ORS

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

Date : 07.08.2024

Heard Mr. R. P. Kakoti, learned Senior counsel assisted by Mr. S. Sutradhar, learned counsel for the applicant.

This interlocutory application under Order 41 Rule 5 of the Code of Civil Procedure is preferred by the appellant, namely, Sri Gopal Borkakoty, for staying the

execution of the judgment and decree dated 21.02.2024 passed by the learned Civil Judge (Senior Division), Charaideo, Sonari, in Title Appeal No.06/2022, till the disposal of this appeal.

The learned Senior counsel for the applicant submits that the connected appeal has already been admitted by this Court and the record has also been called for and till disposal of the appeal, the operation of the impugned judgment and decree dated 21.02.2024 may be stayed.

Having considered the submission of the learned Senior counsel and also considering the facts and circumstances on the record, the impugned judgment and decree dated 21.02.2024, stands stayed, till returnable date.

Accordingly, the I.A. stands disposed of.

JUDGE

Comparing Assistant