

GAHC010148852024



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

Case No. : I.a.(Civil)/2511/2024 in RSA/154/2024

PROMOD MEDHI
S/O BHOLA RAM MEDHI

RESIDENT OF VILLAGE MAJARKURI (GOSAIPARA) MOUZA RAMDIA
DIST KAMRUP ASSAM 781102

VERSUS

SATYENDRA MEDHI
S/O LATE LENGERA MEDHI

RESIDENT OF VILLAGE MAJARKURI (GOSAIPARA) MOUZA RAMDIA
DIST KAMRUP ASSAM 781102

Advocate for : MR SAURADEEP DEY
Advocate for : appearing for SATYENDRA MEDHI

BEFORE
HON'BLE MR. JUSTICE ROBIN PHUKAN

ORDER

28.08.2024

Heard Mr. S. Dey, learned counsel for the applicant.

This application under Order XLI Rule 5, read with Section 151 of the Code of Civil

Procedure, 1908, is preferred by the applicant for staying operation of the judgment dated 10.05.2024 and the decree passed by the learned Civil Judge (Senior Division), Kamrup, Amingaon, in Title Appeal No.6/2014.

Mr. Dey, learned counsel for the applicant submits that connected second appeal has already been admitted by this Court and notice has been issued to the respondent and the record has also been called for and till disposal of the second appeal, Mr. Dey contended that the operation of the impugned judgment dated 10.05.2024 and the decree passed by the learned Civil Judge (Senior Division), Kamrup, Amingaon, in Title Appeal No.6/2014 may be stayed.

Having heard the submission of learned counsel for the applicant and also considering the facts and circumstances on the record, this Court is inclined to allow this I.A.

Accordingly, till disposal of the second appeal, operation of the impugned judgment dated 10.05.2024 and the decree passed by the learned Civil Judge (Senior Division), Kamrup, Amingaon, in Title Appeal No.6/2014, stands stayed.

Sd/- Robin Phukan
JUDGE

Comparing Assistant