

GAHC010256922022



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

Case No. : CRP(IO)/306/2022

M/S SUMIT HARDWARE AND ANR
A PROPRIETORSHIP FIRM BEING REP. BY ITS SOLE PROPRIETOR SRI
LALIT NARAYAN JHA, HAVING ITS PRINCIPAL PLACE OF BUSINESS AT
ADABARI TINIALI, A.T. ROAD, NEAR NILGIRI APARTMENT PANDU, P.O.
PANDU, P.S. JALUKBARI, GUWAHATI-781012, PRESENT ADDRESS AT
ADABARI TINIALI, NEAR UCO BANK, AMINGAON BRANCH, ADABARI,
GUWAHATI-781012.

2: LALIT NARAYAN JHA
S/O. LT. INDRA NARAYAN JHA
R/O. FLAT NO.F4
3RD FLOOR
ABHIJEET HOUSING COMPLEX
PANDAV NAGAR
BORIPARA
DIST. KAMRUP (M)
GUWAHATI-781012
ASSAM

VERSUS
DIPAK KR ROY AND 2 ORS
S/O. LT. GOBARDHANLAL ROY,

2:PRADIP KR. ROY

S/O. LT. GOBARDHANLAL ROY
BOTH ARE R/O. HOUSE NO. 3
PRANABANANDA SARANI
PANDU PORT ROAD
ADABARI TINIALI
P.O. PANDU
P.S. JALUKBARI
DIST. KAMRUP (M)
GUWAHATI-781012.

3:MANIK KR. ROY

S/O. LT. GOBARDHANLAL ROY
R/O. C/O. UNIQUE TRADERS
NEAR PANTALOONS MALL
ADABARI TINALI
P.O. PANDU
P.S. JALUKBARI
DIST. KAMRUP (M)
GUWAHATI-781012
ASSAM

For the Petitioner(s) : Mr. R. Hussain, Advocate

For the Respondent(s) : Mr. D. Nandi, Advocate

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 08.05.2024

1. Mr. R. Hussain, the learned counsel appearing on behalf of the Petitioners submitted that the Petitioners would be better advised to file an appeal against the judgment and decree dated 01.11.2019 passed in Title Suit No.354/2014 and as such, he would like to withdraw the instant petition. He however submitted that the withdrawal of the instant petition should not prejudice the Petitioners to avail such other remedies as available under law.

2. Taking into account the above, the instant petition stands closed on withdrawal. The withdrawal of the instant petition shall not preclude the Petitioners to avail such other remedies as available under law.

JUDGE

Comparing Assistant