GAHC040014452026

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

Case No. : CRP/81/2026

Jardo Gamlin
Son of Shri Karjar Gamlin, a resident of RWD Colony, near Garden Dew School, D Sector, Itanagar, PO and PS Itanagar, Papum Pare District, Arunachal Pradesh.

VERSUS

Smti Ebi Gadi Gamlin
Wife of Shri Joli Gamlin, a resident of Gopur Tinali Itanagar near Donyi Polo Gas Agency Godown, PO and PS Itanagar, Papum Pare District, Arunachal Pradesh.

Advocate for the Petitioner : Kemo Lollen, Kaling Mengu,Tojum Tao,Maryum Sora,Geli Taye,D Ado

Advocate for the Respondent : Nikita Danggen, Gumken lollen,Ngilyang Yama,Atong Nangu,Baby Palon,Jumli Ninu,Nani Kuru,Phurpa Wangmu

BEFORE
HONOURABLE MR. JUSTICE SANJEEV KUMAR SHARMA

ORDER

Date : ***19.11.2026***

Heard Mr. G. Taye, learned counsel for the petitioner. Also heard Ms. N. Danggen, learned counsel for the respondent.

2. The present petition has been preferred assailing the impugned Keba decision dated 22.08.2026, passed under the chairmanship of the President of

Begam Ao Welfare Society, whereby the petitioner has been directed to repay a total loan amount of Rs.1,66,40,000/- (Rupees One Crore Sixty-Six Lakhs Forty Thousand) only to the respondent.

3. The facts of the case, as projected by the petitioner, are that on 21.08.2026, the President of Begam Ao Welfare Society telephonically informed the petitioner that a complaint had been filed by the respondent alleging that the petitioner had taken loans on various occasions with a promise to repay the same along with interest at the rate of 5% per month but had failed to do so. In this regard, a Keba was scheduled to be held on 22.08.2026 at the private residence of the respondent, and the petitioner was directed to attend the said Keba without fail. Accordingly, the petitioner appeared before the Keba and raised a vehement objection regarding the jurisdiction of Begam Ao Welfare Society to convene a Keba.

4. However, the Begam Ao Welfare Society, under the chairmanship of its President, passed the impugned Keba decision dated 22.08.2026, directing the petitioner to repay a total loan amount of Rs. 1,66,40,000/- (Rupees One Crore Sixty-Six Lakhs Forty Thousand) only to the respondent, as per the calculation made by the members of the Keba.

5. The petitioner contends that the Welfare Society has not been conferred with any jurisdiction under the law to convene a Keba or pass any such decision. Therefore, the impugned Keba decision dated 22.08.2026, passed under the chairmanship of the President of Begam Ao Welfare Society, is contrary to the provisions of the Assam Frontier (Administration of Justice) Regulation, 1945, and the Arunachal Pradesh Civil Courts Act, 2021, and is without any sanction or

authority of law. Hence, the instant Civil Revision Petition.

6. Learned counsel for the petitioner submits that, in view of the provisions of Sections 36 and 40 of the Assam Frontier (Administration of Justice) Regulation, 1945, it is the village authorities/customary courts which have jurisdiction to try all suits of a civil nature, without any pecuniary limit, wherein both parties are indigenous inhabitants of the State of Arunachal Pradesh. Therefore, the aforesaid private welfare society has no jurisdiction to pass the impugned order.

7. Learned counsel for the sole respondent fairly concedes to the submissions advanced by the learned counsel for the petitioner and submits that she has no objection if the relief prayed for in the instant petition is granted.

8. Having regard to the above facts and circumstances, the petition stands allowed. Accordingly, the impugned Keba decision dated 22.08.2026, passed under the chairmanship of the President of Begam Ao Welfare Society, directing the petitioner to repay the total loan amount of Rs.1,66,40,000/- (Rupees One Crore Sixty-Six Lakhs Forty Thousand) only to the respondent, is hereby set aside and quashed.

9. The present civil revision accordingly, stands disposed of.

JUDGE

Pura Yabii, Private Secretary