

GAHC010014162018



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

Linked Case : I.A.(Civil) 173/2019

1:AMAL MALAKAR
S/O LATE ANANTA MALAKAR
VILL. FRENCH NAGAR
P.O. HAWAITHANG
P.S. DHOLAI
DIST. CACHAR
ASSAM.

2: ANJAN MALAKAR
S/O LATE ANANTA MALAKAR
VILL. FRENCH NAGAR
P.O. HAWAITHANG
P.S. DHOLAI
DIST. CACHAR
ASSAM.
VERSUS

1:DEBOJYOTI DAS
S/O SRI DWIPENDRA NATH DAS
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH-DAVIDDSONABAD
P.S. DHOLAI
DIST. CACHAR
ASSAM.

2:PRABHAS MALAKAR
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH - DAVIDDSONABAD
P.S. DHOLAI

DIST. CACHAR
ASSAM.

3:PRONOB MALAKAR
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH - DAVIDDDSONABAD
P.S. DHOLAI
DIST. CACHAR
ASSAM.

4:JITENDRA MALAKAR
S/O DINAMONI MALAKAR
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH - DAVIDDDSONABAD
P.S. DHOLAI
DIST. CACHAR
ASSAM.

5:BHANU @ BHOTOI MALAKAR
S/O DINAMONI MALAKAR
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH - DAVIDDDSONABAD
P.S. DHOLAI
DIST. CACHAR
ASSAM.

6:MOINA MALAKAR
S/O BIPIN MALAKAR
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH - DAVIDDDSONABAD
P.S. DHOLAI
DIST. CACHAR
ASSAM.

7:SITOSH @ NANTA MALAKAR
S/O SACHINDRA MALAKAR
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH - DAVIDDDSONABAD
P.S. DHOLAI
DIST. CACHAR
ASSAM.

8:SAMAL MALAKAR

S/O KIRESH DAS
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH - DAVIDDSONABAD
P.S. DHOLAI
DIST. CACHAR
ASSAM.

9:BAIRAB DAS
S/O NARESH DAS
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH - DAVIDDSONABAD
P.S. DHOLAI
DIST. CACHAR
ASSAM.

10:AMAR DAS
S/O NARESH DAS
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH - DAVIDDSONABAD
P.S. DHOLAI
DIST. CACHAR
ASSAM.

11:ASHU MALAKAR
S/O NARESH DAS
VILL. FRENCH NAGAR
P.O. HAWAITHANG
PH - DAVIDDSONABAD
P.S. DHOLAI
DIST. CACHAR
ASSAM.

Advocate for the Petitioner : MR. I ALAM

Advocate for the Respondent :

:: BEFORE ::

HON'BLE MR. JUSTICE MIR ALFAZ ALI

O R D E R

18.01.2019

Heard Mr. I. Alam, learned counsel for the applicants.

By this interim application under Order 41 Rule 5 CPC the applicant has prayed for staying the execution of the decree passed in Title Appeal No.20/2012 arising out of Title Suit No.203/2006.

The Regular Second Appeal filed against the appellate judgment has already been admitted by this Court on the substantial question of law and the record is called for.

Having considered the facts and circumstances of the case and the submission of the learned counsel for the applicant, it is provided that execution of the decree shall remain suspended till returnable date.

JUDGE

Comparing Assistant