

GAHC010018722026



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

Case No. : CRP/15/2026

DEEPAK PAUL AND 7 ORS.

S/O LATE DIGENDRA CHANDRA PAUL, PERMANENT R/O VILL-
NARSHIMGPUR PART- II, P.O- KABUGANJ, P.S- DHOLAI, DIST- CACHAR,
ASSAM, PIN- 788112

2: MINTU PAUL

S/O LATE DIGENDRA CHANDRA PAUL
PERMANENT R/O VILL- NARSHIMGPUR PART- II
P.O- KABUGANJ
P.S- DHOLAI
DIST- CACHAR
ASSAM
PIN- 788112

3: DEBASIS PAUL @ KUTU PAUL

S/O SRI DIPAK PAUL
PERMANENT R/O VILL- NARSHIMGPUR PART- II
P.O- KABUGANJ
P.S- DHOLAI
DIST- CACHAR
ASSAM
PIN- 788112

4: JOYDEEP PAUL

S/O SRI DIPAK PAUL
PERMANENT R/O VILL- NARSHIMGPUR PART- II
P.O- KABUGANJ
P.S- DHOLAI
DIST- CACHAR
ASSAM
PIN- 788112

5: RAJDEEP PAUL

S/O SRI DIPAK PAUL

PERMANENT R/O VILL- NARSHIMGPUR PART- II
P.O- KABUGANJ
P.S- DHOLAI
DIST- CACHAR
ASSAM
PIN- 788112

6: SEKHAR PAUL
S/O LATE SATYENDRA PAUL
PERMANENT R/O VILL- NARSHIMGPUR PART- II
P.O- KABUGANJ
P.S- DHOLAI
DIST- CACHAR
ASSAM
PIN- 788112

7: SUDHANGSHU PAUL
S/O LATE SATYENDRA PAUL
PERMANENT R/O VILL- NARSHIMGPUR PART- II
P.O- KABUGANJ
P.S- DHOLAI
DIST- CACHAR
ASSAM
PIN- 788112

8: ASHIM PAUL
S/O LATE SATYENDRA PAUL
PERMANENT R/O VILL- NARSHIMGPUR PART- II
P.O- KABUGANJ
P.S- DHOLAI
DIST- CACHAR
ASSAM
PIN- 78811

VERSUS

AJOY PAUL
S/O LATE CHITTA RANJAN PAUL, R/O VILL- NARSHIMGPUR PART- II, P.O-
KABUGANJ, P.S- DHOLAI, DIST- CACHAR, ASSAM, PIN- 788112

Advocate for the Petitioner : MR. I ALAM, MR. T SK

Advocate for the Respondent : ,

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN**

ORDER

20.02.2026

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

2. In this petition, under Article 227 of the Constitution of India read with Section 151 of the CPC, the petitioners have challenged the order dated 12.12.2025, passed by the learned Civil Judge (Senior Division) No. 1, Cachar at Silchar (appellate court hereinafter), in Misc Appeal No. 09/2024.

3. It is to be noted here that vide impugned order dated 12.12.2025, the learned appellate court had allowed the appeal by setting aside the order dated 24.09.2024, passed by the learned Civil Judge (Junior Division) No. 4, Cachar at Silchar, whereby the learned trial court had dismissed the petition filed under Order 39 Rule 1 & 2 of the CPC, having found absent two of the principles, i.e. irreparable loss and balance of convenience, out of three principles of granting injunction in favour of the plaintiff. The learned appellate court had, however, granted injunction restraining the defendants in interfering with the right, title, interest and possession of the plaintiff over the suit land.

4. Perused the petition as well as the documents placed on the record and also perused the impugned order dated 12.12.2025.

5. Let notice be issued to the respondent, within a week from today, by speed post with A/D and also by usual process, returnable in 4 weeks.

6. List the matter after 4 (four) weeks.

7. The interim prayer of the petitioners will be considered on the next date.

JUDGE

Comparing Assistant