

GAHC010022292026



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

Case No. : RFA/11/2026

BHOLA SAHU AND ANR
SON OF LATE GOPAL DASS SAHU, R/O WARD NO. 3, BIHPURIA TOWN,
MOUZA- BIHPURIA, P.O. AND P.S.- BIHPURIA, DIST- LAKHIMPUR, ASSAM

2: SHOHAN SAHU @ SHOHAN GUPTA
SON OF LATE GOPAL DASS SAHU
R/O WARD NO. 3
BIHPURIA TOWN
MOUZA- BIHPURIA
P.O. AND P.S.- BIHPURIA
DIST- LAKHIMPUR
ASSA

VERSUS

NAYAN JYOTI BHUYAN @ BUL AND 2 ORS.
SON OF LATE RUHINI KUMAR BHUYAN, R/O WARD NO. 4, BIHPURIA
TOWN, MOUZA- BIHPURIA, P.O. AND P.S.- BIHPURIA, DIST- LAKHIMPUR,
ASSAM, PIN- 784161

2:DEEPJYOTI BHUYAN @ JUL
SON OF LATE RUHINI KUMAR BHUYAN
R/O WARD NO. 4
BIHPURIA TOWN
MOUZA- BIHPURIA
P.O. AND P.S.- BIHPURIA
DIST- LAKHIMPUR
ASSAM
PIN- 784161

3:SMTI NIRMALA BHUYAN
WIFE OF LATE RUHINI KUMAR BHUYAN
R/O WARD NO. 4
BIHPURIA TOWN

MOUZA- BIHPURIA
P.O. AND P.S.- BIHPURIA
DIST- LAKHIMPUR
ASSAM
PIN- 78416

Advocate for the Petitioner : MR. R SARMA, D GOGOI

Advocate for the Respondent : ,

WITH

Case : I.A.(Civil)/418/2026

BHOLA SAHU AND ANR
SON OF LATE GOPAL DASS SAHU
R/O WARD NO. 3
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MOUZA- BIHPURIA
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ASSAM
PIN- 784161

Advocate for : MR. R SARMA
Advocate for : appearing for NAYAN JYOTI BHUYAN @ BUL AND 2 ORS.

In
RFA Case No. 11/2026

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

16.02.2026

[1] Heard Mr. R. Sarma, the learned counsel for the appellants.

[2] This appeal under Section 96 of the Code of Civil Procedure, 1908 has been preferred by the appellants, 1. Bholu Sahu and 2. Shri Shohan Sahu @ Shohan Gupta, impugning the judgment and decree dated 11.11.2025, passed by the court of the learned Civil Judge (Senior Division), Lakhimpur, North Lakhimpur in Title Suit No. 23/2022, whereby the counter-claim filed by the respondents was

allowed.

[3] The appeal is admitted.

[4] Let the notice be issued to the respondents.

[5] The appellants shall take steps for issuance of notice upon the respondents by speed post as well as by usual mode within 7(seven) days from the date of this order, returnable on 18th March, 2026.

[6] Let the records of the trial court be called for.

[7] The Registry to take steps for requisitioning the records.

[8] Let the record of RFA No. 09/2026, which has been filed by the present appellants against dismissal of his suit be placed, along with this appeal on the next date fixed.

JUDGE

Comparing Assistant