

GAHC010036002026



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

Case No. : I.A.(Civil)/677/2026

M/S L.M. COMMERCIAL HOUSE
A PARTNERSHIP FIRM HAVING ITS HEAD OFFICE AT NAGAON TOWN
P.O. AND DIST.- NAGAON
(ASSAM) REPRESENTED BY ITS PARTNERS VIZ. 1. SRI LAXMIPAT
CHORARIA
AGE 70 YRS
SON OF LATE CHAND CHORARIA
RESIDENT OF MULLAPATTY
DIST.- NAGAON
ASSAM AND 2. MD. IMDAD
AGED ABOUT 58 YRS
S/O LATE WAHID UDDIN
R/O DACCAPATTY
NAGAON TOWN
DIST- NAGAON
ASSAM

2: MD IMDAD
SON OF LATE WAHID UDDIN
RESIDENT OF DACCAPATTY NAGAON TOWN
DIST- NAGAON
ASSAM
VERSUS

CHITTARANJAN PATOWARY
S/O LATE K.C. PATOWARY
R/O VIVEKANANDA PATH
G.S. ROAD
ULUBARI
GUWHAATI-7
DIST- KAMRUP (M)
ASSAM

Advocate for : J SHARMA

Advocate for : MR. D MOZUMDER (FOR CAVEATOR) appearing for
CHITTARANJAN PATOWARY

In
RFA Case No. 19/2026

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

25.03.2026

[1] Heard Mr. G.N. Sahewalla, the learned Senior Counsel, assisted by Mr. J. Sharma, the learned counsel for the applicant. Also heard Mr. D. Mozumder, the learned Senior Counsel, assisted by Mr. S. Biswas, the learned counsel for the respondent.

[2] This application under Order XLI Rule 5 of the Code of Civil Procedure, 1908 has been preferred by the applicant, in connection with the connected Regular First Appeal No. 19/2026 praying for staying the execution of the impugned judgment and decree, during the pendency of the connected appeal.

[3] I have heard both sides at length on the interlocutory application.

[4] Let this case be listed again for delivery of orders on 30th March, 2026.

JUDGE

Comparing Assistant