

GAHC010243792019



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

Case No. : I.A.(Civil) 3391/2019

1:RENUBALA GHOSH AND 4 ORS.
W/O LATE HARBHAJAN GHOSH, R/O HILL LINE COLONY, WARD NO. 1,
BADARPUR TOWN, P.S. BADARPUR, DIST. KARIMGANJ, ASSAM.

2: LILA SAHA
W/O DULAL CH. SAHA
R/O BADARPURGHAT
P.S. BADARPUR
DIST. KARIMGANJ
ASSAM.

3: CHANDRA SAHA
D/O DULAL CH. SAHA
W/O DULAL CH. SAHA
R/O BADARPURGHAT
P.S. BADARPUR
DIST. KARIMGANJ
ASSAM.

4: DIPANKAR SAHA
S/O LATE DULAL CH. SAHA
W/O DULAL CH. SAHA
R/O BADARPURGHAT
P.S. BADARPUR
DIST. KARIMGANJ
ASSAM.

5: DEBASISH SAHA
S/O LATE DULAL CH. SAHA
W/O DULAL CH. SAHA
R/O BADARPURGHAT
P.S. BADARPUR
DIST. KARIMGANJ
ASSAM

VERSUS

1:KRISHNALAL GHOSH AND 6 ORS.
S/O LATE HARENDRA KUMAR GHOSH, R/O CHALEBARI (SREENAGAR),
P.O. BADARPUR, DIST. KARIMGANJ (ASSAM), PIN 788806

2:MOROM KUMAR GHOSH
S/O LATE HARENDRA KUMAR GHOSH
R/O CHALEBARI (SREENAGAR)
P.O. BADARPUR
DIST. KARIMGANJ (ASSAM)
PIN 788806

3:MISSION KUMAR GHOSH
S/O LATE HARENDRA KUMAR GHOSH
R/O CHALEBARI (SREENAGAR)
P.O. BADARPUR
DIST. KARIMGANJ (ASSAM)
PIN 788806

4:MANJU RANI GHOSH
D/O LATE HARENDRA KUMAR GHOSH
R/O CHALEBARI (SREENAGAR)
P.O. BADARPUR
DIST. KARIMGANJ (ASSAM)
PIN 788806

5:ANJU RANI GHOSH
D/O LATE HARENDRA KUMAR GHOSH
R/O CHALEBARI (SREENAGAR)
P.O. BADARPUR
DIST. KARIMGANJ (ASSAM)
PIN 788806

6:SANJU RANI GHOSH
D/O LATE HARENDRA KUMAR GHOSH
R/O CHALEBARI (SREENAGAR)
P.O. BADARPUR
DIST. KARIMGANJ (ASSAM)
PIN 788806

7:RABINDRA KR. GHOSH @ RABI
S/O LATE HARBHAJAN GHOSH
R/O HILL LINE COLONY
WARD NO. 1
BADARPUR TOWN
PIN 788806

P.S. BADARPUR
DIST. KARIMGANJ
ASSAM

Advocate for the Petitioner : MR. R CHOUDHURY

Advocate for the Respondent : MRS. U BARUAH

Linked Case : RSA 275/2019

1:RENUBALA GHOSH AND 4 ORS
W/O- LATE HARBHAJAN GHOSH
R/O- HILL LINE COLONY
WARD NO. 1
BADARPUR TOWN
P.S. BADARPUR
DIST.- KARIMGANJ
ASSAM.

2: LILA SAHA
W/O- LATE DULAL CH. SAHA
R/O- BADARPURGHAT
P.O. BADARPUR
DIST.- KARIMGANJ
ASSAM.

3: CHANDRA SAHA
D/O- LATE DULAL CH. SAHA
R/O- BADARPURGHAT
P.O. BADARPUR
DIST.- KARIMGANJ
ASSAM.

4: DIPANKAR SAHA
S/O- LATE DULAL CH. SAHA
R/O- BADARPURGHAT
P.O. BADARPUR
DIST.- KARIMGANJ
ASSAM.

5: DEBASISH SAHA
S/O- LATE DULAL CH. SAHA
R/O- BADARPURGHAT

P.O. BADARPUR
DIST.- KARIMGANJ
ASSAM.
VERSUS

1:KRISHNALAL GHOSH AND 6 ORS
S/O- LATE HARENDRA KUMAR GHOSH
R/O- VILL.- CHALEBARI (SREENAGAR)
P.O. BADARPUR
DIST.- KARIMGANJ
ASSAM
PIN- 788806.

2:MORON KUMAR GHOSH
S/O- LATE HARENDRA KUMAR GHOSH
R/O- VILL.- CHALEBARI (SREENAGAR)
P.O. BADARPUR
DIST.- KARIMGANJ
ASSAM
PIN- 788806.

3:MISSION KUMAR GHOSH
S/O- LATE HARENDRA KUMAR GHOSH
R/O- VILL.- CHALEBARI (SREENAGAR)
P.O. BADARPUR
DIST.- KARIMGANJ
ASSAM
PIN- 788806.

4:MANJU KUMAR GHOSH
D/O- LATE HARENDRA KUMAR GHOSH
R/O- VILL.- CHALEBARI (SREENAGAR)
P.O. BADARPUR
DIST.- KARIMGANJ
ASSAM
PIN- 788806.

5:ANJU RANI GHOSH
D/O- LATE HARENDRA KUMAR GHOSH
R/O- VILL.- CHALEBARI (SREENAGAR)
P.O. BADARPUR
DIST.- KARIMGANJ
ASSAM
PIN- 788806.

6:SANJU RANI GHOSH
D/O- LATE HARENDRA KUMAR GHOSH
R/O- VILL.- CHALEBARI (SREENAGAR)

P.O. BADARPUR
DIST.- KARIMGANJ
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7:RABINDRA KR. GHOSH @ RABI
S/O- LATE HARBHAJAN GHOSH
R/O- HILL LINE COLONY
WARD NO. 1
BADARPUR TOWN
PIN- 788806
P.O. BADARPUR
DIST.- KARIMGANJ
ASSAM.

Advocate for the Petitioner : MS. R CHOUDHURY
Advocate for the Respondent : MR. T U LASKAR

BEFORE
HONOURABLE MR. JUSTICE ACHINTYA MALLA BUJOR BARUA

ORDER

Date : 10-01-2020

It is stated by Ms. R Choudhury, learned counsel for the applicants/respondents that although an order of status-quo has been passed on 19.12.2019 in IA(C)No.3391/2019, but the order of status-quo restrains both the parties therein from entering into the suit land. It is stated that the suit land comprises of certain harvesting crops which may go a waste if no one enters the land and harvest it and make appropriate use of it. But at the same time, allowing either of the parties to enter into the land and make the harvest also may lead to a grievance from the other party. In the circumstance, we require the parties to explore the possibility to appoint a neutral person, who may be allowed to enter into the land, harvest the crops, make commercial dealing out of it and the resultant value of the crops that may be obtained be kept in a fixed deposit.

List on 31.01.2020.

JUDGE

Comparing Assistant