

GAHC010048822018



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

I.A.(Civil) 199/2018

1:NALINI KANTA DEKA
R/O NIZARAPAR
PO AND PS CHANDMARI
DIST KARUP
ASSAM

VERSUS

1:MUKIBUR RAHMAN
R/O KUMARPARA
PS BHARALUMUKH
DIST KAMRUP

2:MD IMRAN HUSSAIN
R/O KUMARPARA
PS BHARALUMUKH
DIST KAMRUP

3:MD FARUK HUSSAIN
R/O KUMARPARA
PS BHARALUMUKH
DIST KAMRUP

4:MUSST NURNAHAN BEGUM
R/O KUMARPARA
PS BHARALUMUKH
DIST KAMRUP

5:MUSST BIELKISH BEGUM
R/O KUMARPARA
PS BHARALUMUKH
DIST KAMRUP

Advocate for the Petitioner : MR A B CHOUDHURY

Advocate for the Respondent :

IN Case No. : RSA 62/2018

1:NALINI DEKA
R/O NIZARAPAR, P.S. AND P.O. CHANDMARI, DIST. KAMRUP, PIN 781003

VERSUS

1:ON THE DEATH OF NURJAHAN BEGUM HER LEGAL HEIRS MD.
MAKIBUR RAHMAN AND 4 ORS,
R/O KUMARPARA, P.S. BHARALUMUKH, DIST. KAMRUP

2:MD IMRAN HUSSAIN
R/O KUMARPARA
P.S. BHARALUMUKH
DIST. KAMRUP

3:MD. FARUK HUSSAIN
R/O KUMARPARA
P.S. BHARALUMUKH
DIST. KAMRUP

4:MUSST. NURNAHAR BEGUM
R/O KUMARPARA
P.S. BHARALUMUKH
DIST. KAMRUP

5:MUSST. BIELKISH BEGUM
R/O KUMARPARA
P.S. BHARALUMUKH
DIST. KAMRU

Advocate for the Appellant : MR. A B CHOUDHURY

Advocate for the Respondent :

**BEFORE
HONOURABLE MR. JUSTICE MIR ALFAZ ALI**

ORDER

Date : 14-03-2018

Heard Mr. A.C. Sarma, learned Senior Counsel for the petitioner.

By this application under Order LXI Rule 5 read with section 151 CPC, the petitioner has prayed for staying the execution of the decree dated 10.10.2013 passed by learned Addl. District Judge No. 4 (FTC), Kamrup(M), Guwahati in TA/2/2010.

The second appeal filed by the petitioner has already been admitted for hearing.

Having considered the submission made by the learned Senior Counsel and the facts and circumstances of the case, it is provided that the execution of the decree dated 10.10.2013 passed by learned Addl. District Judge No. 4 (FTC), Kamrup(M), Guwahati in TA/2/2010 arising out of T.S./37/89 shall remain suspended till disposal of the appeal.

IA is disposed of.

JUDGE

Comparing Assistant