

GAHC010050872025



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

Case No. : CRP(IO)/93/2025

RAMENDRA CHAKROBORTY @ RAMENDRA CHANDRA CHAKRABORTY
SON OF LATE RABINDRA CHANDRA CHAKRABORTY, RESIDENT OF
SHYAMA PRASAD ROAD (SHILLONGPATY), P.O. AND P.S. SILCHAR,
DISTRICT - CACHAR, ASSAM

VERSUS

BHABESH MAZUMDER
SON OF LATE RADHIKA MOHAN MAZUMDER, RESIDENT OF 41,
BALLYGANGE CIRCULAR ROAD, KOLKATA, WEST BENGAL - 700019,

Advocate for the Petitioner : MR G N SAHEWALLA, MS K BHATTACHARYYA, MR H K SARMA

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

Date : 17.03.2025

Heard Mr. G. N. Sahewlla, learned Senior Counsel assisted by Ms. K. Bhattacharyya, learned counsel for the petitioner.

In this petition, under Article 227 of the Constitution of India, read with

Section 151 of the Code of Civil Procedure, 1908, the petitioner has challenged the order dated 02.09.2024, passed by the learned Civil Judge (Sr. Division) No.2 Cachar, Silchar in Petition No. 525/3 T.S. No. 119/2014. It is to be noted here that vide impugned order dated 02.09.2024, the learned trial Court has allowed the petition filed by the respondent herein for issuing commission for local investigation.

Perused the petition and the documents placed on record and also perused the impugned order dated 02.09.2024.

Issue notice to the respondent, returnable in 4(four) weeks.

Steps be taken upon the respondents by way of registered post with A/D as well as by usual process within a week from today.

Further, considering the submission of Mr. Sahewalla, learned counsel for the petitioner and also considering the facts and circumstances on the record till returnable date the impugned order dated 02.09.2024 stands stayed.

List the matter after 4 (four) weeks.

JUDGE

Comparing Assistant