

GAHC010063742025



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

Case No. : CRP/46/2025

SHREE SHREE SHIV RAM MANDIR
(PREVIOUSLY KNOWN AS BIHARI THAKURBARI), DHUBRI, WARD NO 3,
VIVEKANANDA ROAD, P.O AND P.S- DHUBRI, DIST- DHUBRI, ASSAM,
REPRESENTED BY ITS SECRETARY, SRI PRADIP MALLAH, AGED ABOUT
48 YEARS, S/O LATE DINANATH MALLAH, R/O WARD NO. 3, DHUBRI
TOWN, P.O. AND P.S.- DHUBRI, DIST- DHUBRI, ASSAM

VERSUS

PRADIP KUMAR ROY AND 4 ORS.
S/O- LATE LAKHAN PROSAD ROY, R/O WARD NO. 3, VIVEKANANDA
ROAD, DHUBRI TOWN, P.O. AND P.S.- DHUBRI, DIST- DHUBRI, ASSAM, PIN-
783301

2:SANJEET ROY
S/O- LATE LAKHAN PROSAD ROY
R/O WARD NO. 3
VIVEKANANDA ROAD
DHUBRI TOWN
P.O. AND P.S.- DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

3:JAGADISH KR. ROY
S/O- LATE LAKHAN PROSAD ROY
R/O WARD NO. 3
VIVEKANANDA ROAD
DHUBRI TOWN
P.O. AND P.S.- DHUBRI
DIST- DHUBRI
ASSAM

PIN-783301

4:SHOBHA ROY
S/O- LATE LAKHAN PROSAD ROY
R/O WARD NO. 3
VIVEKANANDA ROAD
DHUBRI TOWN
P.O. AND P.S.- DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

5:PUERNIMA KUMARI ROY
S/O- LATE LAKHAN PROSAD ROY
R/O WARD NO. 3
VIVEKANANDA ROAD
DHUBRI TOWN
P.O. AND P.S.- DHUBRI
DIST- DHUBRI
ASSAM
PIN-78330

Advocate for the Petitioner : MR. D A KAIYUM, MS. M BEGUM,MR. M S MONDAL

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

Date : 07.04.2025

Heard Mr. D.A. Kaiyum, learned counsel for the petitioner.

2. This petition, under Section 115 read with Section 151 of the Code of the Civil Procedure, 1908, the petitioner has put to challenge the correctness and otherwise of the order dated 04.01.2025, passed by the learned Civil Judge, (Jr, Division) No.1, Dhubri in Misc. (J) Case No. 213/2023.

3. It is to be noted here that vide impugned order dated 04.01.2025, passed by the learned Civil Judge, (Jr, Division) No.1, Dhubri has dismissed the petition

filed by the petitioners' under Order 1 Rule 10 (2) of the Code of Civil Procedure, 1908.

4. List the matter on 28.04.2025, so as to enable Mr. Kaiyum, to obtain instruction as to when the petitioner herein, namely, Shree Shree Shiv Ram Mandir was constituted.

JUDGE

Comparing Assistant