

GAHC010066152026



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

Case No. : I.A.(Civil)/1078/2026

SMT JONALI TAMULI AND ORS.
WIFE OF LATE APU TAMULI RO VILL MAZGAON TAMULI CHUBURI PS
TEZPUR PO NIKAMUL DIST SONITPUR

2: SMTI LONU HAZARIKA
WO LT JAGDISH HAZARIKA RO SALAGURI PO JAMUGURIHAT PS
JAMUGURI DIST SONITPUR ASSAM

3: SMTI PUJA BARUAH
DO SRI SHYAMSUNDAR BARUAH RO MAZGAON SAIKIA CHUBURI PO
NIKAMUL PS TEZPUR DIST SONITPUR ASSAM

4: SMTI BON DAS ALIAS BONANI TAMULI DAS
WO OM PRAKESH DAS RO BORJHAR PO BORSOLA PS DHEKIAJULI DIST
SONITPUR ASSAM

5: SMTI JURI DAS ALIAS JURI TAMULI DAS
WO SRI RUPAK DAS RO TEZPUR TOWN BARAHALIA PO TEZPUR PS
TEZPUR DIST SONITPUR ASSAM

6: SMTI RIMA KALITA
WO SRI MANTU KALITA RO KANDAR BARI PO DEKARGAON PS TEZPUR
DIST SONITPUR ASSAM

7: SMTI CHINKU KALITA ALIAS SWAPNA KALITA
WIFE OF LATE DURLAV KALITA RO MAZGAON HATHBHANGA CHUBURI
PO NIKAMUL PS TEZPUR DIST SONITPUR ASSAM
VERSUS

SMTI SEWTI DAS KALITA
WO SRI TANKESWAR KALITA RO MAZGAON BARUAH CHUBURI PO
NIKAMUL PS TEZPUR DIST SONITPUR ASSAM

Advocate for : MR. S BISWAS
Advocate for : appearing for SMTI SEWTI DAS KALITA

**BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA**

ORDER

Date : 02.04.2026

- 1.** Heard Mr. D. Mazumder, learned senior counsel assisted by Mr. S. Biswas, learned counsel for the applicants.
- 2.** This application under Order XLI Rule 5 of the Code of Civil Procedure, 1908 has been preferred by the applicants praying for stay of the impugned Judgment and Decree dated 06.02.2026, passed by the Court of learned Additional District Judge (FTC), Sonitpur, Tezpur, in Title Suit (P) No. 02/2022, whereby the petition by the respondent under Section 276 of the Indian Succession Act was allowed and probate was granted in respect of the Will dated 09.02.2021.
- 3.** Let the notice be issued to the respondent.
- 4.** The applicants shall take steps for issuance of notice upon the respondent by speed post as well as by usual mode within seven days from the date of this order, returnable on 22nd of May, 2026.
- 5.** The prayer for grant of interim order shall be considered after due service of notice on the respondent.
- 6.** List accordingly.

JUDGE

Comparing Assistant