

GAHC010077192024



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

Case No. : RSA/119/2024

MAHADEV KIRTONIA
S/O LT NARAYAN KIRTONIA R/O BELTOLA GUWAHATI 29 DIST. KAMRUP M
ASSAM

VERSUS

CHANDRA SARKAR
S/O LT SUREN SARKAR R/O BELTOLA TINIALI BAZAR GUWAHATI ASSAM
PIN 7810128

Advocate for the Petitioner : MR. A C SARMA

Advocate for the Respondent :

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

17.07.2024

Heard Mr. A.C. Sarma, learned senior counsel assisted by Mr. G. Bharadwaj, learned counsel appearing for the appellant.

The Regular Second Appeal is admitted for hearing upon the following substantial question of law:

1. Whether the Courts below were correct in coming into conclusion with regard to Issue No.1 by not considering the provision of Section 34 of the Specific Relief Act, 1963?

Issue Notice to the sole respondent.

The appellant shall take steps for service of notice upon the sole respondent by registered post with A/D.

Call for the LCR.

List after 4(four) weeks.

JUDGE

Comparing Assistant