

GAHC010108102026



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

Case No. : I.A.(Civil)/1817/2026 in FAO/33/2026

PALTU SHEIKH AND 14 ORS.
S/O LATIFA BIBI
R/O- GAURIPUR
MADHUSAULMARI PT. II
DHUBRI
ASSAM-783331

2: FULSAN MALLIK
SON OF FATO MALLIK
VILL- RARABARI CHAR
VTC- TARABARI
P.O.- BAHARIHAT
SUB DISTRICT- BARPETA
DISTRICT- BARPETA
ASSAM - 781302

3: LATIFA BIBI
DAUGHTER OF NASER ALI
RESIDENT OF GAURIPUR
MADHUSAULMARI PT.II
DHUBRI
ASSAM - 783331

4: JYOTI RABI DAS
DAUGHTER OF MUNNI RABIDAS
H/NO-645
GMC ROAD
BHANGAGARH
GUWAHATI-05
ANOWARPUR MASJID LANE
DISPUR
KAMRUP METRO
ASSAM- 781005.

5: MUKESH CHOUDHURY
SON OF RAMESHWAR CHAUDHARI
RESIDENT OF BHAWANANDPUR
BEGUSARAI
PANAPUR
BIHAR
PIN- 851127.

6: RAVINDAR KUMAR CHOUDHARI
SON OF SHREE NARAYAN CHAUDHARI
RESIDENT OF TARUN NAGAR
GITANAGAR
ZOO ROAD
P.O.- ZOO ROAD
DISTRICT- KAMRUP METRO
ASSAM
PIN- 781024.

7: VIJAY KUMAR CHOUDHARI
SON OF NARAYAN CHAUDHARI
RESIDENT OF GMCH ROAD
MASZID GALI
GUWAHATI
DISPUR
KAMRUP METRO
ASSAM - 781004.

8: UPENDER CHOUDHURY
SON OF RAM DEV CHOUDHARY
RESIDENT OF HOUSE NO. 11
MASJID GALI
GMCH ROAD
NEAR PAWAN BHANDAR
BHANGAGARH
GUWAHATI
DISPUR
KAMRUP METRO
ASSAM - 781005.

9: RAM BABU SAH
SON LATE RAM CHANDRA SAH
TEKNARI
P.O.- RAMAULI
PATEPUR
BIHAR
PIN- 843114.

10: SAIFUL ISLAM

SON OF SHAHAR ALI
RESIDENT OF KATAJHAR PATHAR
KATAJAR PATHAR
BARPETA
ASSAM
PIN-781315.

11: TARIFUL ISLAM
SON OF ABU TAHER
VILLAGE- HAHCHARA
BAGUDI (BAGADI)
BARPETA
ASSAM - 781309.

12: MUKUL ALI
SON OF MOJUNDAR ALI
RESIDENT OF HOUSE NO. 39
GMCH ROAD
BHANGAGARH
INDRAPUR
KAMRUP METRO
ASSAM- 781032

13: CHANDAN KUMAR CHOUDHURY
SON OF LAL BABU CHOUDHARY
RESIDENT OF WARD NO. 26
GMC ROAD BHANGAGARH
MASZID GALI
GUWAHATI
KAMRUP METRO
ASSAM-781005.

14: BIJOY DEKA
SON OF HEMKANTA DEKA
VILL- KAITHPARA
P.O.- TENGRABARI
DISTRICT- DARRANG
PIN- 784525.

15: BALRAM CHOUDHURY
SON OF LATE JAMUN CHOUDHURY
MASJID GALI
BHANGAGARH
G.S ROAD
GUWAHATI-781005
VERSUS

ANOWARUDDIN WAKF ESTATE AND 2 ORS.
REPRESENTED BY ITS MUTAWALLI MOHAMMED NAIF ALI @ MUSTABA
ALI
RESIDENT OF 1ST FLOOR
KAISER COMMERCIAL COMPLEX
BELOW HOTEL NEW GANGA
BHANGAGARH
G.S. ROAD
GUWAHATI- 781005
DISTRICT- KAMRUP (M)
ASSAM.

2:NAIF ALI @ MUSTABA ALI
SON OF LATE MD. MUSHTAQ ALI
MUTAWALLI OF ANOWARUDDIN WAKF ESTATE
FIRST FLOOR
KAISER COMMERCIAL COMPLEX
BHANGAGARH
G.S. ROAD
GUWAHATI- 781005
DISTRICT- KAMRUP (M)
ASSAM.

3:THE ASSAM BOARD OF WAKFS
REPRESENTED BY THE CHIEF EXECUTIVE OFFICER
SEUJI PATH
HATIGAON
GUWAHATI- 781038
DISTRICT- KAMRUP (M)
ASSAM.

Advocate for : MR. A ROY
Advocate for : MR. A I ALI (FOR CAVEATOR) appearing for ANOWARUDDIN
WAKF ESTATE AND 2 ORS.

BEFORE
HON'BLE MR. JUSTICE ROBIN PHUKAN

ORDER

01.06.2026

Heard Mr. R. Sarma, learned counsel for the applicants and also heard Mr. A.I.

Ali, learned counsel for the respondent/opposite party Nos.1 and 2.

This interlocutory application under Order XLI Rule 5 read with Section 151 of the Code of Civil Procedure is preferred by the applicants for staying operation of the impugned order dated 06.05.2026, passed by the learned Presiding Officer, Wakf Tribunal, Kamrup(M), Guwahati, in Misc.(J) Case No.08/2026, arising out of Title Suit No.25/2026.

After hearing the learned counsel for both the parties, it is provided that Mr. Sarma, learned counsel for the applicants shall produce relevant document before this Court on 03.06.2026, so as to demonstrate that the applicants herein are doing business on a PWD road.

List on 03.06.2026.

Sd/- Robin Phukan
JUDGE

Comparing Assistant