

GAHC010109712026



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

Case No. : RSA/67/2026

RAJESH RAY
SON OF LATE KAMESWAR RAY, R/O VILL- NALBARI KALIBASTI, P.S.-
SAMAGURI, MOUZA- CHALCHALI, DIST- NAGAON, ASSAM

VERSUS

BHUKSON TANTI AND 6 ORS.
S/O LATE SADAGAR TANTI, R/O VILL- NALBARI KALIBASTI, P.S.-
SAMAGURI, MOUZA- CHALCHALI, DIST- NAGAON, ASSAM

2:SMT. TILE TANTI
D/O LATE SADAGAR TANTI
R/O VILL- NALBARI KALIBASTI
P.S.- SAMAGURI
MOUZA- CHALCHALI
DIST- NAGAON
ASSAM

3:DEBEN TANTI
S/O LATE PARAMESHWAR TANTI
R/O VILL- NALBARI KALIBASTI
P.S.- SAMAGURI
MOUZA- CHALCHALI
DIST- NAGAON
ASSAM

4:SMT. PIRJYOTI TANTI
D/O LATE PARAMESHWAR TANTI
R/O VILL- NALBARI KALIBASTI
P.S.- SAMAGURI
MOUZA- CHALCHALI
DIST- NAGAON

ASSAM

5:KANCHI TANTI
S/O LATE PARAMESHWAR TANTI
R/O VILL- NALBARI KALIBASTI
P.S.- SAMAGURI
MOUZA- CHALCHALI
DIST- NAGAON
ASSAM

6:SMT. GEETA TANTI
D/O LATE PARAMESHWAR TANTI
R/O VILL- NALBARI KALIBASTI
P.S.- SAMAGURI
MOUZA- CHALCHALI
DIST- NAGAON
ASSAM

7:MD. ROFIQ AHMED @ RAJU AHMED
S/O NURUDDIN AHMED
R/O M.B. ROAD
TANGLA
NEAR JALUKBARI CHAWK
P.O.- TANGLA
DIST- UDALGURI
BTR
ASSA

Advocate for the Petitioner : MR G J SAIKIA, MS R SAHA,MR. B J MUKHERJEE

Advocate for the Respondent : ,

With

Case : I.A.(Civil)/1955/2026

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Advocate for : MR G J SAIKIA
Advocate for : appearing for BHUKSON TANTI AND 6 ORS.

In
RSA Case No. 67/2026

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

ORDER

15.06.2026

[1] Heard Mr. B.J. Mukherjee, the learned counsel for the appellant.

[2] This appeal has been preferred by the appellant, namely, Sri Rajesh Ray, impugning the judgment and decree dated 24.02.2026, passed by the court of the learned Civil Judge (Senior Division), Nagaon in the Title Appeal No. 03/2024, whereby the judgment and decree dated 19.12.2023, passed by the court of learned Civil Judge (Junior Division) No. 1, Nagaon in Title Suit No. 178/2012 was set aside and reversed and

the appeal was allowed.

[3] After considering the submissions made by the learned counsel for the appellant and after going through the materials available on record, following substantial question of law is formulated in this appeal:-

“Whether the judgment of First Appellate Court whereby it reversed the decision of the trial court is hit by perversity and whether it arrived at a decision as regards possession of the suit land without there being any evidence on record to substantiate the same?”

[4] Issue notice to the respondents.

[5] This appeal is admitted.

[6] Call for the records of the trial court as well as First Appellate Court.

[7] The appellant shall take steps for issuance of notice upon the respondents by speed post as well as by usual mode within 7(seven) days from the date of this order, returnable on 30th July, 2026.

[8] The Registry shall take steps for requisitioning the aforesaid records.

[9] List accordingly.

JUDGE

Comparing Assistant