

GAHC010116722026



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

Case No. : CRP/85/2026

DIPAKLAL DIGRA AND 4 ORS.
SON OF LATE CHAMANLAL DIGGA, R/O J.P.R. ROAD, JORHAT, P.O.-
JORHAT, P.S.- JORHAT, DIST- JORHAT, ASSAM, PIN- 785001

2: CHANCHAL DIGRA
SON OF LATE CHAMANLAL DIGGA
R/O J.P.R. ROAD
JORHAT
P.O.- JORHAT
P.S.- JORHAT
DIST- JORHAT
ASSAM
PIN- 785001

3: PADMALAL DIGRA
SON OF LATE CHAMANLAL DIGGA
R/O J.P.R. ROAD
JORHAT
P.O.- JORHAT
P.S.- JORHAT
DIST- JORHAT
ASSAM
PIN- 785001

4: ASHA RANI DIGRA
DAUGHTER OF LATE CHAMANLAL DIGGA
R/O J.P.R. ROAD
JORHAT
P.O.- JORHAT
P.S.- JORHAT
DIST- JORHAT
ASSAM
PIN- 785001

5: NEETU DIGRA
DAUGHTER OF LATE CHAMANLAL DIGGA
R/O J.P.R. ROAD
JORHAT
P.O.- JORHAT
P.S.- JORHAT
DIST- JORHAT
ASSAM
PIN- 78500

VERSUS

DILIP KUMAR AGARWALLA
S/O LATE PRAHLAD AGARWALLA, R/O VILL.- J. P. R. ROAD, JORHAT, P.O.-
JORHAT, P.S.- JORHAT, DIST.- JORHAT, ASSAM, PIN-785001

Advocate for the Petitioner : MR. J C GOGOI, MR B ISLAM,MR. N GOGOI

Advocate for the Respondent : KAUSHIK JAIN,

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 15.06.2026

- 1.** Heard Mr. J. C. Gogoi, learned counsel for the petitioners. Also heard Mr. K. Jain, learned counsel for the respondent.
- 2.** This application under Section 115 of the Code of Civil Procedure, has been filed by the petitioners impugning the order dated 05.03.2026, passed by the Court of learned Civil Judge (Senior Division), Jorhat, in Misc.(J) Case No. 119/2025 arising out of Title Appeal No. 3/2016, whereby the appellate court has allowed an application under Order 41 Rule 27 filed by the respondent for adducing additional evidence at the appellate stage.
- 3.** Mr. Jain, learned counsel for the respondent submits that some time

may be granted to the respondent to file written objection against the petition filed by the present petitioners.

- 4.** The prayer is allowed.
- 5.** List this matter again on 28th of July, 2026.

JUDGE

Comparing Assistant