

GAHC010137902023



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

Case No. : CRP(IO)/193/2023

SATYA PRASAD BARUA
S/O- LATE MANIK PRASAD BARUA, R/O- SOUTH SARANIA, ASHRAM
ROAD, ULUBARI, 1ST BYE LANE, GUWAHATI-7, DIST. KAMRUP(M),
ASSAM

VERSUS

ON THE DEATH OF UBEDUR RAHMAN HIS LEGAL HEIRS REJAUR
RAHMAN AND 3 ORS.
S/O- LATE UBEDUR RAHMAN, R/O- ULUBARI CHARIALI, GS ROAD,
GUWAHATI-7, DIST. KAMRUP(M), ASSAM

2:PINKI NESSA
D/O- LATE UBEDUR RAHMAN
R/O- ULUBARI CHARIALI
GS ROAD
GUWAHATI-7
DIST. KAMRUP(M)
ASSAM

3:MRS. UBEDUR RAHMAN
W/O- LATE UBEDUR RAHMAN
R/O- ULUBARI CHARIALI
GS ROAD
GUWAHATI-7
DIST. KAMRUP(M)
ASSAM

4:UMAR ALI
R/O- ULUBARI CHARIALI
GS ROAD
GUWAHATI-7

DIST. KAMRUP(M)
ASSA

Advocate for the Petitioner : MR. S P ROY

Advocate for the Respondent :

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

26.07.2023

Heard Shri S.P. Roy, learned counsel for the petitioner, who by means of this application has put to challenge an order dated 27.01.2023 passed by the learned Munsiff No. 1, Kamrup (M) in Title Execution Case No. 12 /2007.

The learned counsel's broad submission is that by the impugned order, the learned Executing Court has modified the decree which is beyond the powers and jurisdiction.

Issue notice, returnable by 4 (four) weeks.

Let steps for service of notice upon the respondents be taken by registered post with A/D.

Steps by tomorrow, i.e., 27.07.2023.

JUDGE

Comparing Assistant