

GAHC010163902025



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

Case No. : FAO/47/2025

CHAMUNDARI CHAUHAN AND 3 ORS.
D/O. LT. LAL BABU CHAUHAN
W/O. LT. BEGESWAR CHAUHAN

2: DHARMENDRA CHAUHAN
S/O. LT. BEGESWAR CHAUHAN

3: BALESHWAR CHOUHAN
S/O. LT. BEGESWAR CHAUHAN

4: SUMER CHOUHAN
S/O. LT. BEGESWAR CHAUHAN
ALL ARE R/O. VILL.- PATROBORI
P/O. GERUAGAON
MAUZA- BHURAGAON
P/S. BHURAGAON
DIST. MORIGAON
ASSAM
PIN-782121

VERSUS

BHABEN BHARALI AND 4 ORS
S/O. LT. DEOL BHARALI

2:NABENDRA BHARALI
S/O. LT. DEOL BHARALI

3:RAJIB BHARALI
S/O. SRI NABENDRA BHARALI

4:JANTI BHARALI
S/O. SRI NABENDRA BHARALI
SERIAL NO. 1 TO 4 ARE R/O. VILL.- KAHOIGURI

P/O. BHURBANDHA
MAUZA-DANDUA
P/S. MORIGAON
DIST. MORIGAON
ASSAM.

5:PANKAJ DEKA
R/O. VILL.- SRI TULESWAR DEKA
R/O. VILL.- GERUA GOSSAIGURI
P/O. GERUA
P/S. BHURAGAON
DIST. MORIGAON
ASSA

Advocate for the Petitioner : MR R S CHAUHAN, MS. D CHAUHAN

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

Date : 01.08.2025

Heard Mr. R.S. Chauhan, learned counsel for the appellants.

2. This appeal, under Order 43 Rule 1(r), read with Section 151 CPC, is directed against the order dated 05.07.2025, passed by the learned Civil Judge (Senior Division), Morigaon, in Misc. (J) Case No. 36/2025, arising out of Title Suit No. 17/2025, whereby the prayer for grant of ex-parte ad-interim injunction made in the petition i.e. Misc. (J) Case No. 36/2025, under Section 39 Rule 1 and 2, read with Section 151 CPC, was not considered.

3. Perused the memo of appeal and the grounds mentioned therein, and also perused the impugned order dated 05.07.2025.

4. Admit.

5. Perusal of the impugned order dated 05.07.2025, indicates that the matter

is listed today i.e. 01.08.2025, before the learned trial Court for service report and W.O.

6. Accordingly, it is provided that Mr. Chauhan, learned counsel for the appellants shall bring on record the order dated 01.08.2025, passed by the learned trial Court on next date.

7. List the matter on 05.08.2025.

8. Interim prayer of the appellants will be considered on next date.

JUDGE

Comparing Assistant