

GAHC010179282025



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

Case No. : I.A.(Civil)/2634/2025

UMME SALMA AND ANR
W/O ABDUL RAFIK

2: ABDUL RAFIK

S/O LATE ABDUL KASIM
BOTH THE APPELLANT NO. 1 AND 2 ARE THE R/O VILL. AMOLAPAM
MOUZA HALESWAR
P.O. AND P.S. TEZPUR
DIST. SONITPUR
ASSAM.
VERSUS

KULENDRA DEKA AND ANR
S/O LATE DALIM CH. DEKA
R/O VILL. KUMARGAON
P.O. AND P.S. TEZPUR
MOUZA BHAIRABPAD
DIST. SONITPUR
ASSAM.

2:ASSAM GAS COMPANY LTD.
P.O. DULIAJAN
DIST. DIBRUGARH
ASSAM.

Advocate for : MR. D MOZUMDER
Advocate for : appearing for KULENDRA DEKA AND ANR

Linked Case - FAO/51/2025

UMME SALMA AND ANR
W/O ABDUL RAFIK

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AND P.S. TEZPUR, MOUZA BHAIRABPAD, DIST. SONITPUR,
ASSAM.

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P.O. DULIAJAN
DIST. DIBRUGARH
ASSAM

Advocate for the Petitioner : MR. D MOZUMDER, MS. S NATH,MS D
DEVI,MR. S BISWAS

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

13.08.2025

Heard Mr. D. Mozumdar, learned Senior Counsel, assisted by Mr. S. Biswas, learned counsel for the applicant.

This interlocutory application, under Order XLI Rule 5 of the Code of Civil Procedure, 1908 is preferred by the applicant, for staying operation of the impugned Order dated 04.08.2025, passed in Misc. (J) Case No. 25/2025, in Title Suit No. 14/2025, by the learned Civil Judge (Sr. Div.), Sonitpur.

It is to be noted here that vide impugned Order dated 04.08.2025, the learned Civil

Judge (Sr. Div.), Sonitpur, has directed the parties to maintain status-quo as on 04.08.2025, in respect of the Schedule-D suit land, till final disposal of the main suit.

Perused the application and the documents placed on record and also perused the impugned order dated 04.08.2025.

Issue Notice to the respondents, returnable in 4 (four) weeks.

Steps upon the respondents be taken by a registered post with A/D and also by usual process, within a week from today.

List this matter after **4 (four) weeks**.

The interim prayer of the appellant will be considered on the next date, on appearance of the other side.

JUDGE

Comparing Assistant