

GAHC030002172026



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

Case No. : Review.Pet./1/2026

Sh. PC Lianngura and Anr.
S/o Darchhunga (L)
R/o Tuikual North 'D' Mual,
Aizawl2: Sh. Lalchuana (now dead) r/b his son Sh. Lalrinfela
R/o Venghnuai
Aizawl

VERSUS

Sh. C. Zoramliana
L/r of Smt. H. Lalhmingthangi
R/o Tuikual North, Section - II
Near Tuikual North Presbyterian Church, Aizawl

Advocate for the Petitioner : Ms Dinari T Azyu

Advocate for the Respondent : Mr Zoramchhana for R1

BEFORE
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

Date : **30.07.2026**

Heard Mr. Victor L. Ralte, learned counsel for the review petitioner who seeks review of the judgment and decree dated 03.03.2026, passed by this Court in RFA No. 1 of 2024 (Aizawl Bench).

2. The appeal arises out of the judgment and decree dated 23.03.2023 passed by the learned Civil Judge (Senior Division) No. 3, Aizawl in Eviction Suit No. 6 of 2017.
3. By the first appellate judgement, the said judgment of the learned Trial Court was set aside and quashed.
4. It is the case of the review petitioner that judgment is based on certain documents which did not form part of the record before the learned Trial Court and since, no additional evidence having been admitted in the appellate proceedings, reliance on such documents constitutes an error apparent on the face of the record, warranting interference in exercise of this Court's review jurisdiction.
5. Pursuant to issuance of notice, Mr. Zoramchhana, learned counsel, enters appearance on behalf of the sole respondent and seeks time to file his Power/Vakalatnama. He further submits that as he might be filing the affidavit-in-opposition also and as such 2 (two) weeks' time may be granted.
6. Prayer is allowed.
7. Learned counsel for the review petitioner submits that vide order dated 23.04.2026, while issuing notice in the present review petition, this Court had directed that the appellate judgment and decree shall not be put into execution.
8. Call for the original records of Eviction Suit No. 6 of 2017 from the Court of the learned Civil Judge (Senior Division) No. 3, Aizawl.
9. The records pertaining to RFA No. 1 of 2024, out of which the impugned appellate judgment arose, shall also be placed before this Court. If the records are available with the Registry, the same shall be produced; otherwise, they shall be requisitioned from the learned Court below along with the original Trial

Court records.

10. List this matter after 2 (two) weeks on a date to be fixed by the Registry.
11. The interim order dated 23.04.2026 shall continue till the next date of listing.

JUDGE

Comparing Assistant