

GAHC030003462021



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

**Case No. : RFA/29/2021**

Smt. Hmingchungnungi  
Chanmari-I  
Lunglei

VERSUS

H. Thangliana and 4 Ors  
Lunglawn  
Lunglei, Mizoram    2:Biakrawnsanga  
Lunglawn  
Lunglei

5:The Chief Secretary Govt of Mizoram  
Aizawl

6:The Secretary Land Revenue and Settlement Department  
Govt. of Mizoram  
Aizawl

7:The Settlement Officer  
LR and settlement Department  
Lunglei  
Lungle

**Advocate for the Petitioner** : Mr Lalfakawma

**Advocate for the Respondent** : Mr C Zoramchhana (Addl.AG/GA, Mizoram) for R5

**BEFORE  
HONOURABLE MR. JUSTICE NELSON SAILO  
ORDER**

**27.01.2026**

Mr. T. Lalzekima, learned counsel for the appellant submits that by filing this first appeal, the appellant has challenged the Judgment & Order dated 23.04.2021 passed by the Senior Civil Judge, Lunglei in Civil Suit No. 1/2017.

Referring to page No. 163 of the Paper Book, the learned counsel submits that the learned Trial Court has directed the respondent Nos. 1 & 2/defendant Nos. 1 & 2 to pay sum of Rs. 5,40,000/- (Rupees Five Lakhs Forty Thousand) only to the appellant within 3 (three) months of the order. The respondent No. 2/defendant No. 2/counter claimant was also held to be the legal and rightful owner of the landed property covered by LSC No. 276/1980. However, the respondent No. 2/defendant No. 2 is to take possession of the LSC, subject to the compliance of the terms and conditions laid down by the Mizoram Rural Bank and Land Revenue & Settlement Department.

The learned counsel submits that the appellant has received a sum of Rs. 5,40,000/- (Rupees Five Lakhs Forty Thousand) only and lately, it has come to his knowledge that the loan amount secured by the appellant by mortgaging the above LSC, which was originally in the name of the defendant No. 2/respondent No. 2 has been fully repaid back and the LSC has been returned to the said party.

From the above submission, it so appears that the Judgment & Order of the learned Trial Court has been carried out and therefore, the question is as to whether the instant appeal can be still pursued by the appellant.

Mr. T. Lalzekima, learned counsel for the appellant submits that he may be given sometime to obtain instructions from his client.

Prayer is allowed.

List the matter again on **30.01.2026** in the Part-1 Cause List.

Mr. C. Tlanthianghlina, learned counsel appears for respondent Nos. 1 & 2, while Mr. Samuel Vanlalhriata Chhangte, learned Addl. Advocate General appears for the State respondents.

**JUDGE**

**Comparing Assistant**