



GAHC030001692026



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

Case No. : I.A.(Civil)/60/2026

Smt. K. Lalthianglimi
D/o Thahluana (L)
R/o Chaltlang Veng, Aizawl

VERSUS

Smt. Lalrinpuii
D/o J. Thanseia,
R/o Ramhlun North, Aizawl

Advocate for the Petitioner : Ms. Jacinta Zothanmawii

Advocate for the Respondent :

Linked Case : I.A.(Civil)/222/2025

K.Lalthianglimi
D/o Thahluana
R/o Chaltlang Veng
Aizawl

VERSUS

Smt Lalrinpuii
D/o J.Thanseia
R/o Ramhlun North
Aizawl

Advocate for the Petitioner : Ms. Jacinta Zothanmawii



Advocate for the Respondent :

Linked Case : FAO/11/2025

K.Lalthianghlimi
D/o Thanhluana R/o Chaltlang Veng
Aizawl

VERSUS

Smt Lalrinpuii
D/o J.Thanseia
R/o Ramhlun North
Aizawl

Advocate for the Petitioner : Ms. Jacinta Zothanmawii
Advocate for the Respondent : Mr. Jonathan L Sailo

B E F O R E
HON'BLE MRS. JUSTICE MITALI THAKURIA
ORDER

30.03.2026

Heard Ms. Jacinta Zothanmawii, learned counsel for the applicant/appellant. Also heard Mr. H.Zodinsanga, learned counsel appearing for the respondent.

This is an application filed under Order XLI Rule 5 of the CPC read with Section 151 of the CPC, praying for stay of operation of the impugned order dated 06.03.2026, passed by the learned Civil Judge, Senior Division – III, Aizawl, Judicial District, Aizawl in connection with Execution Case No.



209/2025.

It is submitted by Ms. Jacinta Zothanmawii, the learned counsel for the applicant/appellant that one FAO is pending before this Court, against the orders dated 30.10.2025 and dated 21.11.2025, passed by the Court of learned Civil Judge, Senior Division -III, Aizawl in Judicial District of the Aizawl in Execution Case No. 209/2025, whereby the order of Lock and Key of the building standing within LSC No. Aizawl 205/1987 wherein, the applicant is residing has been passed.

She submitted that through the present application, the applicant prayed for stay of the execution of Order dated 06.03.2026, passed by the learned Trial Court below and the next date is fixed on 01.04.2026 and if any stay order is not granted at this stage, the order will be executed and in that case, the purpose of filing the connected FAO will become infructuous.

Mr. H. Zodinsanga, learned counsel for the respondent submitted that he had received the copy of the application today and from the Order dated 06.03.2026 itself, it is seen that the order for attachment had to be passed as the judgment debtor did not comply with the order of payment of Rs. 50,00,000/- (Rupees Fifty lakhs) and after payment of Rs. 20,00,000/- (Rupees Twenty lakhs) in one installment, the remaining amount was not even paid inspite of several chances given to the present applicant/appellant for which the



order had to be passed and hence submitted that it may not be stayed at this stage.

Considering the submissions made by the learned counsel for both sides and considering the overall aspects of the case, it is seen that if the order dated 06.03.2026 is executed and the disputed property is attached, the very purpose of filing the connected FAO No. 11/2025 will become infructuous. Considering this aspect of the case and also for the ends of justice, let the Order dated 06.03.2026, passed by the Court of Civil Judge, Senior Division – III, Aizawl and the execution of the Order dated 06.03.2026 be stayed till the disposal of the connected appeal.

With the above observation, the present I.A.(Civil) No. 60/2026 stands allowed and disposed of.

However, endeavor shall be made to dispose of the connected FAO No. 11/2025 in the admission stage itself.

JUDGE

Comparing Assistant