

GAHC040011982022



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

Case No. : IA(C) 205/2022

1:Tarh Tugung @ Koyu
S/o Late Tarh Tai,
a Resident of Village Yupia II, PO and PS Doimukh, District Papum Pare, Arunachal Pradesh.

VERSUS

1:Ngurang Taka
S/o Shri Ngurang Tato,
Resident of Senki Park Itanagar, PO/PS Itanagar, District Papum Pare, Arunachal Pradesh.

Advocate for the Petitioner : Chorpok Modi

Advocate for the Respondent :

Linked Case : FAO 6/2022

1:Tarh Tugung @ Koyu
S/o Late Tarh Tai
a Resident of Village Yupia II
PO and PS Doimukh
District Papum Pare
Arunachal Pradesh.

VERSUS

1:Ngurang Taka

S/o Shri Ngurang Tato
Resident of Senki Park Itanagar
PO/PS Itanagar
District Papum Pare
Arunachal Pradesh.

Advocate for the Petitioner : Chorpok Modi
Advocate for the Respondent : K Posi

BEFORE
HONBLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 16.01.2023

Heard Mr. N. Rama, learned counsel for the applicant. Also heard Mr. T. Tamut, learned counsel appearing for the respondent.

Mr. T. Tamut, learned counsel appearing for the respondent, prays for some time to file objection.

On the other hand, Mr. N. Rama, learned counsel for the applicant, submits that the execution proceeding is going on and if the same is allowed to go on, the present application shall become infructuous and, therefore, he prays for stay of the execution proceeding.

I have considered the submissions made by the learned counsels for both sides.

The prayer of the learned counsel for the respondent for filing objection is

allowed.

In the meantime, it is provided that the execution proceeding in Money Execution No. 23/2022, arising out of Money Suit No. 96/2019, pending in the Court of learned Civil Judge, Senior Division at Yupia, shall remain stayed until further order.

List the matter after 4 (four) weeks.

JUDGE

Comparing Assistant