

GAHC040016972025



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

Case No. : IA(C)/251/2025

Gilli Kambu

Son of Rogi Kambu, permanent resident of Pakam Village, West Siang District and presently residing at Model village, PO and PS Naharlagun, Itanagar Capital Region, Arunachal Pradesh. Father and natural Guardian of Shri Liken Kambu.

VERSUS

Rido Marjum

resident of Abotani Colony, PO and PS Itanagar, Itanagar Capital Region, Arunachal Pradesh.

Advocate for the Petitioner : Rage Koyu,

Advocate for the Respondent : ,

Linked Case : CRP/90/2025

Gilli Kambu

Age: 45

Occupation :

Address: Son of Rogi Kambu

permanent resident of Pakam Village

West Siang District and presently residing at Model village

PO and PS Naharlagun

Itanagar Capital Region

Arunachal Pradesh. Father and natural Guardian of Shri Liken Kambu.

VERSUS

Rido Marjum Laye

Age: 41

Occupation :

Address: resident of Abotani Colony

PO and PS Itanagar
Itanagar Capital Region
Arunachal Pradesh.

Advocate for : Rage Koyu

Advocate for : appearing for Rido Marjum Laye: Advocate appearing for respectively.

**BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG**

ORDER

Date : 26.09.2025

Heard Mr. R. Koyu, learned counsel for the applicant.

2. By an order dated 15.09.2025, this Court stayed the further proceedings in respect of the MEL Order dated 06.08.2025, issued by the HGB, ICR; the MEL Orders dated 09.08.2025 and 17.08.2025 issued by the HGB, Presiding Customary Judge of the Apex Customary Court of Arunachal Pradesh-cum-President of AAPGB & GBWA, till the disposal of the matter.

3. The learned counsel for the applicant submits that the certified copy of the order dated 15.09.2025 was forwarded to Shri Gichik Laling, the Presiding Customary Judge of the Apex Customary Court of Arunachal Pradesh, Banderdewa on 16.09.2025 and requested not to proceed further with the proceedings pursuant to the MEL Order dated 17.08.2025, in view of the order passed by this Court.

4. However, the Presiding Customary Judge of the Apex Customary Court of Arunachal Pradesh has proceeded with the case on 17.09.2025, and on the same day issued 3rd MEL Order/Show Cause Notice for Nyile directing the son of the petitioner, namely, Shri Liken Kambu to appear before the said Customary

Nyile on 17.10.2025, in violation of the order dated 15.09.2025.

5. By filing this application, the applicant while bringing into the notice of this Court regarding the show cause notice issued by the Presiding Customary Court prays for a direction to stay the subsequent notice issued by the Apex Customary Court on 17.09.2025.

6. Issue notice returnable after 4(four) weeks.

7. The petitioner shall take steps for service of notice upon the respondent by registered poste with AD as well as by usual process within a week from today.

8. Having heard and upon perusal of the documents annexed, it appears that the Presiding Customary Judge of the Apex Customary Court of Arunachal Pradesh-cum-president of AAPGB & GBWA have issued 3rd MEL Order/Show Cause Notice Nyile on 17.09.2025, despite the order passed by this Court on 15.09.2025, whereby, the further proceedings in respect of the impugned MEL Order dated 06.08.2025, issued by the HGB, ICR; the MEL Orders dated 09.08.2025 and 17.08.2025 issued by the HGB, Presiding Customary Judge of the Apex Customary Court of Arunachal Pradesh-cum-President of AAPGB & GBWA have been stayed.

9. In view of the above, it is hereby provided that the subsequent notice dated 17.09.2025, issued by the HGB, Presiding Customary Judge of the Apex Customary Court of Arunachal Pradesh-cum-President of AAPGB & GBWA, requiring the son of the petitioner Shri Liken Kambu to appear on 17.10.2025, shall remain stayed till the next returnable date.

10. Further, considering that the earlier notice was stated to have refused to

accept by the said HGB, Presiding Customary Judge of the Apex Customary Court of Arunachal Pradesh-cum-President of AAPGB & GBWA, it is directed that the certified copy of this order along with the order dated 15.09.2025, be served to the said HGB/Presiding Judge through the Office of the Circular Officer, Banderdewa who shall return to this Registry after causing service.

11. List the matter after the ensuing puja vacation along with CRP No. 90(AP)/2025.

JUDGE

Comparing Assistant