

ITEM NO.601

COURT NO.12

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G SI.A. 1/2014 in Petition(s) for Special Leave to Appeal (C) No(s).
2201/2014(Arising out of impugned final judgment and order dated 09/12/2013
in CRP No. 116/2013 passed by the High Court of Gauhati)

SANJIDA CHOUDHURY & ORS

Petitioner(s)

VERSUS

KUKOI CHETIA

Respondent(s)

(For stay)

Date : 17/10/2014 This application was mentioned today.

CORAM :

HON'BLE MR. JUSTICE V. GOPALA GOWDA
HON'BLE MR. JUSTICE C. NAGAPPAN

For Petitioner(s) Mr. Avijit Roy,Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Taken on Board.

Heard learned counsel for the applicants-petitioners.
Despite service of notice on the respondent, he is neither
appeared nor represented in these proceedings.

Learned counsel for the applicants-petitioners submits that
during the pendency of this special leave petition, the
proceedings in the trial court in Title Suit No. 384/2012 is
proceeded with without receiving the written statement of the
petitioners as the same was filed beyond the time stipulated
by the trial court. In that event, the petitioners' rights
will be affected, therefore, he requested for grant of stay of

the further proceedings pending before the trial court.

Having regard to the submission made by learned counsel for the petitioners and the fact that the respondent is duly served, more so the petitioner No. 1 is in possession of the suit property, therefore, it would be just and proper for this Court to stay the further proceedings pending before the Court of Munsiff No. 1, Kamrup, Guwahati, Assam in Title Suit No. 384/2012.

I.A. No. 1 of 2014 is allowed accordingly.

Post the matter after four weeks.

(S. K. RAKHEJA)
COURT MASTER

(MALA KUMARI SHARMA)
COURT MASTER