

ITEM NO.601

COURT NO.12

SECTION XIV

S U P R E M E C O U R T O F
R E C O R D O F P R O C E E D I N G S

I N D I A

I.A. 1/2014 in Petition(s) for Special Leave to Appeal (C)
(s).
2201/2014

No

(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, t

he

proceedings in the trial court in Title Suit No. 384/2012 is

Signature Not Verified

proceeded with without receiving the written statement of the

Digitally signed by

Sushil Kumar Rakheja

Date: 2014.10.17

16:53:46 IST

Reason:

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

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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