

Party Name : THE STATE OF TRIPURA & ORS Vs SURABALA SARKAR & ORS

---

THE HONBLE MR. JUSTICE S.TALAPATRA

---

Heard Mr. T.D. Majumder, learned G.A. appearing for the appellant-applicants as well as Mr. D. Bhattacharji, learned counsel who has entered appearance for the respondents No.1 to 5. By means of this petition, filed under Order XLI Rule 5 of the C.P.C, the appellant-applicants have prayed for staying the execution of the judgment and award dated 09.04.2015 and 17.04.2015 respectively delivered in Misc.(LA) No.107 of 2012.

Mr. Majumder, learned G.A. has submitted that the award as made by the Collector has been enhanced almost by 5(five) times and it is so exorbitant and it has no root in the evidence.

Be that as it may, as the appeal has been admitted for reappreciation, the judgment and award as stated shall be stayed subject to payment of 50% of the enhanced amount in this Registry within a period of three months from today.

It is ordered accordingly.

This petition stands allowed and disposed of.