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

Case No. : WP(C)/210/2026

MESER ALI AND 41 ORS

S/O. ABDUL KHALEK, ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO, DIST. KAMRUP ASSAM, PRESENTLY RESIDING
AT NO. 1 DOKANIA (RESERVE), P.S. AND REVENUE CIRCLE- HAJO, DIST.
KAMRUP (ASSAM)

2: NUR HOQUE

S/O. SOMEJ ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND REVENUE
CIRCLE- HAJO
DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

3: PORIA PARBIN

D/O. ABDUL KARIM ORIGINALLY RESIDED AT VILL. BANGALPARA P.S.
AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

4: HAYBAR ALI

S/O. MACHLEM ALI ORIGINALLY RESIDED AT VILL. BHELKAR NO. 2 P.S.
AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

5: HASMAT ALI

S/O. CHANDU MIYA ORIGINALLY RESIDED AT VILL. SARABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

6: CHABER ALI

ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND REVENUE CIRCLE
HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

7: AMIR ALI

S/O. BAHEJ ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO
DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

8: NAYAN SHEK

S/O. LATE OHED ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S.
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

9: AHAB ALI

S/O- ACHMAT ALI
ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND REVENUE CIRCLE
HAJO
DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

10: TOCHIRAN NESSA

W/O. JAINUDDIN ALI ORIGINALLY RESIDED AT VILL. NO. 2 BHELKAR P.S.
AND REVENUE CIRCLE HAJO
DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

11: MAYFUL KHATUN

W/O. RAHIM BADSHA ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

12: CHURMAN ALI

S/O. RAHMAT ALI ORIGINALLY RESIDED AT VILL. BARKHALIHAMARI P.S.
AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

13: HABIBUR RAHMAN
S/O. ACHMAT ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

14: MOYNAL HOQUE
S/O. IMAN HUSSAIN ORIGINALLY RESIDED AT VILL. NO. 2 BHELKAR P.S.
AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

15: SAKINA KHATUN
W/O. JULHAS ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S.
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

16: RAHIM BADSHA
S/O. BANIJ SHEKH ORIGINALLY RESIDED AT VILL. BARKHALIHAMARI
P.S. AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

17: DEWAN ALI
S/O. ABDUR RASHID ORIGINALLY RESIDED AT VILL. NO. 2 BHELKAR P.S.
AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

18: SAFIQL ISLAM
S/O. MAJIBUR RAHMAN ORIGINALLY RESIDED AT VILL. TAPABORI P.S.
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

19: ASUR UDDIN

S/O. AMIR ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

20: RAHICH ALI

S/O. AINUDDIN ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

21: BANET ALI

S/O. HAJARAT ALI ORIGINALLY RESIDED AT VILL. BARALAKHAITY P.S.
MANGALDAI
DIST
DARRANG
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

22: MOFIDA KHATUN

W/O. SUROZ ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

23: HABEJ ALI

S/O. JONAB ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

24: SAMAD ALI

S/O. JONAB ALI ORIGINALLY RESIDED AT VILL. PANDITOR PAM P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

25: LOKMAN ALI

S/O. ACHMAT ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)

P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

26: ADARI BEGUM
W/O. JIL HUSSAIN ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

27: HALIM ALI
S/O. SHAJAMAL ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

28: ABUL HUSSAIN
S/O. NAYAN ALI ORIGINALLY RESIDED AT VILL. TAPABORI PRESENTLY
RESIDING AT NO. 1 DOKANIA
P.S. AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102

29: RABIYA KHATUN
W/O. SHAJAMAL ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

30: JIL HUCHEN
S/O. OCHUMUDDIN AHMED ORIGINALLY RESIDED AT VILL. TAPABORI
P.S. AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

31: CHAHAJAHAN ALI
S/O. SADA MIYA (PETITIONER IN 2017) ORIGINALLY RESIDED AT VILL.
TAPABORI P.S. AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN-
781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

32: ANNA KHATUN
W/O. ASMAT ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)

P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

33: ABU BAKKAR
S/O. HABIBAR RAHMAN ORIGINALLY RESIDED AT VILL. TAPABORI P.S.
AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

34: MAMOD ALI
S/O. LALCHAN ORIGINALLY RESIDED AT VILL. TAPABORI P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

35: MESER ALI
S/O. MUSHA SHEIKH ORIGINALLY RESIDED AT VILL. NO. 2 BHELKAR P.S.
AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

36: KADDUCH ALI
S/O. PASA SHEIKH ORIGINALLY RESIDED AT VILL. KURIHAMARI
BORCHULIA P.S. MUKALMUA
DIST- NALBARI
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

37: ANOWAR HUSSAIN
S/O. ECHAHAK ALI ORIGINALLY RESIDED AT VILL. TAPABORI P.S.
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

38: JAYAN ALI
S/O. MAINAL HOQUE ORIGINALLY RESIDED AT VILL. NO.2 BHELKAR P.S.
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

39: ACHURUDDIN
S/O. AKTAR ALI ORIGINALLY RESIDED AT VILL. CHARAL PARA P.S.

CHHAYGAON
DIST. KAMRUP
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

40: DILOWAR HUSSAIN
S/O. ACHMAT ALI ORIGINALLY RESIDED AT VILL. BANGAL PARA P.S. AND
REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

41: HALIMA KHATUN
W/O. MERAJUL HOQUE ORIGINALLY RESIDED AT VILL. TAPABORI P.S.
AND REVENUE CIRCLE HAJO DIST. KAMRUP ASSAM PIN- 781102
PRESENTLY RESIDING AT NO. 1 DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

42: HALIMA KHATUN
W/O. CHARHAB ALI ORIGINALLY RESIDED AT VILL. GAOBURAH PAM
P.S. AND REVENUE CIRCLE HAJO
DIST. KAMRUP ASSAM PIN- 781102 PRESENTLY RESIDING AT NO. 1
DOKANIA (RESERVE)
P.S. AND REVENUE CIRCLE- HAJO
DIST. KAMRUP (ASSAM)

VERSUS

THE STATE OF ASSAM AND 4 ORS
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY,
REVENUE AND DISASTER MANAGEMENT DEPARTMENT, DISPUR,
GUWAHATI -781006

2:THE DEPUTY COMMISSIONER
KAMRUP DISTRICT
ASSAM- 781031

3:THE CIRCLE OFFICER
HAJO REVENUE CIRCLE
KAMRUP DISTRICT
ASSAM 781102.

4:THE SUPERINTENDENT OF POLICE
KAMRUP DISTRICT
ASSAM 781031

5:THE OFFICER IN CHARGE
HAJO POLICE STATION
DIST- KAMRUP
ASSAM-78110

Advocate for the Petitioner : MR. A R BHUYAN, MR M KHAN,MR S ABDULLAH,MR Z
HUSSAIN

Advocate for the Respondent : GA, ASSAM, SC, REVENUE

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

09.01.2026

Heard Mr. A.R Bhuyan, learned counsel for the petitioners. Also heard Mr. R Borpujari, learned counsel appears for the respondent No. 1 and Mr. N Goswami, learned Addl. Advocate General for the respondent No. 2, 3, 4 & 5.

Issue Notice, Returnable in four weeks.

Since all the respondents are represented, notices are waived. However, extra copies be furnished during the course of the day.

The petitioners are aggrieved by the notice dated 26.12.2025 issued by the Circle Officer, Hajo Revenue Circle whereby the petitioners were informed by a General Notice that they are sought to be evicted as they are unauthorizedly building houses or occupying on Professional Grazing Reserved (PGR) land covered by Dag No. 19,20,22,23 & 47 of No. 1 Village Dokania of West Bangsha Mouza under Hajo Revenue Circle, Kamrup District. The petitioners have been asked to vacate the land within 15 days from the date of issuance of the notice.

The learned counsel for the petitioners submits that the petitioners have been residing on these plots of land for past several decades and these notices were not issued on individually but a general notice was issued. Therefore, the petitioners

could not gather the sufficient materials to place the same before the Court that they have validly occupied the land and are not unauthorized occupants. The learned counsel therefore submits that the impugned notice be stayed.

Mr. R Borpujari, learned counsel for the respondent No. 1 on the other hand strongly objects to the submissions made by the learned counsel for the petitioners. He has referred to the Judgments of the Apex Court rendered in Jagpal Singh & Ors. Vs. State of Punjab & Ors reported in (2011) 11 SCC 396 as also in the Judgment of the Division Bench in Md. Salak Uddin-Versus- The State of Assam, reported in 2024 (4) GLT 857.

Referring to the said Judgment of Md. Salak Uddin (Supra), the learned counsel for the revenue department submits that the Judgment has authoritatively held that that where the occupation is on Village Grazing Reserve (VGR) lands/Professional Grazing Reserve(PGR) lands, procedure prescribed under regulation under 18(2) of the Assam Land and Revenue Regulation, 1886 is not called for. Eviction from the VGR/PGR Land stands outside the scope of Regulation of 18(2).

Be that as it may, considering the fact that the counsel for the petitioners submits that the notices although stated to have been served on 26.12.2025 the petitioners have received a copy very recently and has approached this Court by filing this writ petition, he prays for enlargement of time to furnish materials before the Court to support the contentions raised.

Accordingly, let this matter be listed again on 19.01.2025.

The respondents will not proceed to evict the petitioners till the next date fixed.

JUDGE

Comparing Assistant