

GAHC010011132023



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

Case No. : WP(C)/351/2023

MRIGEN DEKA
S/O- LT. NRIPEN DEKA, R/O- VILL- BARNORDDI LOT NO. 2, P.O.
BARNORDDI, P.S. BELSOR, DIST.- NALBARI, ASSAM

VERSUS

THE STATE OF ASSAM AND 10 ORS.
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, REVENUE AND
DISASTER MANAGEMENT DEPTT., DISPUR, GHY-06, ASSAM

2:THE DIRECTOR OF REVENUE LAND RECORD AND SURVEY
ASSAM
RUPNAGAR
GHY-32
ASSAM

3:THE JOINT SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPTT.
DISPUR
GHY-06
ASSAM

4:THE DY. COMMISSIONER
NALBARI
ASSAM
PIN- 781335

5:THE CIRCLE OFFICER OF PUB-NALBARI REVENUE CIRCLE
CHAMATA
DIST.- NALBARI
PIN- 781303

6:THE MAUZADAR OF PAKOWA MAUZA
DIST.- NALBARI
PIN- 781303

7:TAPAN DEKA
S/O- LT. NRIPEN DEKA
R/O- VILL- BARNARDDI
P.O. BARNARDDI
P.S. BELSOR
DIST.- NALBARI
PIN- 781304
ASSAM

8:DWIPEN DEKA
S/O- LT. NRIPEN DEKA
R/O- VILL- BARNARDDI
P.O. BARNARDDI
P.S. BELSOR
DIST.- NALBARI
PIN- 781304
ASSAM

9:DIGAMBAR DEKA
S/O- LT. BAIKUNTHA DEKA
R/O- VILL- BARNARDDI
P.O. BARNARDDI
P.S. BELSOR
DIST.- NALBARI
PIN- 781304
ASSAM

10:SUNIL DEKA
S/O- KHAGENDRA DEKA
R/O- VILL- BARNARDDI
P.O. BARNARDDI
P.S. BELSOR
DIST.- NALBARI
PIN- 781304
ASSAM

11:DIGANTA DEKA
S/O- BISHWA NATH DEKA
R/O- VILL- BARNARDDI
P.O. BARNARDDI
P.S. BELSOR
DIST.- NALBARI
PIN- 781304
ASSA

Advocate for the Petitioner : MR. A GONI

Advocate for the Respondent : SC, REVENUE

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 01-02-2023

Heard Mrs. M. Barman, learned counsel for the petitioner.

Perused the averments made in the writ petition.

The petitioner is aggrieved by non-consideration of his candidature for appointment as Gaon Burah.

Responding to the allegations made in the writ petition, Mr. S. Dutta, learned standing counsel, Revenue and Disaster Management Department, Assam submits that the petitioner, in all probability, was underaged but to conclusively address the issue raised in the writ petition, the learned departmental counsel prays for 04 weeks time to obtain instruction.

Issue notice of motion returnable in 04 weeks.

Since Mr. Dutta has accepted notice on behalf of respondent Nos. 1 to 3 and Mr. S.S. Roy, learned Govt. Advocate, Assam has accepted notice on behalf of respondent Nos. 4 to 6, no formal notice is required to be sent to the said respondents.

Extra copies of the writ petition, requisite in numbers, be furnished to the learned Govt. Advocate so as to enable them to obtain instruction facilitating disposal of the writ

petition at the stage of admission hearing.

Petitioner to take steps for service of notice upon the respondent Nos. 7 to 11 by registered post with A/D within a week from today.

Appointment, if any, made to the post of Gaon Burah shall be subject to the outcome of this writ petition.

JUDGE

GS

Comparing Assistant