

GAHC010014612026



2026:GAU-AS:1934

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

Case No. : WP(C)/718/2026

ROHIT KUMAR GUPTA AND OTHRS
S/O- ARUN KUMAR GUPTA, VILL- JAMPATHAR, P.O AND P.S- KHERONI,
DIST- WEST KARBI ANGLONG , ASSAM

2: RANGLAL SHAH (AGE- 49 YEARS)
SON OF- RAMASHEWAK SHAH-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

3: SARADA DEVI (AGE- 44 YEARS)
WIFE OF - LT. KRISHNA PATWA-
VILLAGE- DIKHRENG- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

4: PARASH NATH SINGH (AGE- 65 YEARS)
SON OF- LT. RAM BARAT SINGH-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

5: JHINKU CHAUHAN (AGE- 65 YEARS)
SON OF- LT. RAMLCHAN CHAUHAN-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

6: ANJANI KUMAR CHOUHAN (AGE- 42 YEARS)
SON OF - KAILASH CHOUHAN
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG

PIN- 782448.

7: BECHAN CHAUHAN (AGE- 41 YEARS)
SON OF - PARASH CHAUHAN

VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

8: SUNIL KUMAR PATWA (AGE- 45 YEARS)
SON OF - LAXMAN PATWA-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

9: GANESH RAM (AGE- 61 YEARS)
SON OF - LT. RAMDENI RAM

VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

10: RAMNATH GUPTA (AGE- 70 YEARS)
SON OF- ALAGO PRASAD-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

11: MUNNA PATWA (AGE- 43 YEARS)
SON OF - LAXMI PATWA-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

12: MEERA VERMA (AGE- 36 YEARS)
WIFE OF - HIRALAL BHAGAT- VILLAGE-JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

13: SHRIRAM CHOUHAN (AGE- 81 YEARS)
SON OF - ALAGU CHOUHAN

VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

14: PALAK GUPTA (AGE- 20 YEARS)
DAUGHTER OF -PARMATMA GUPTA-

VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

15: DINESH RAM (AGE- 51 YEARS)
SON OF - LT. RAMDENI RAM

VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

16: SANJAY SHARMA (AGE- 30 YEARS)
SON OF - BANKAY SHARMA-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

17: USHA DEVI (AGE- 46 YEARS)
WIFE OF - SHYAMBIHARI SHARMA
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

18: JEETENDRA SHARMA

AGE- 25 YEARS
SON OF ANIL KUMAR SHARMA
VILLAGE- JAMPATHAR
P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

19: PHULMATI DEVI (AGE- 58 YEARS)
WIFE OF- LT. BISWANATH RAM-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

20: SHYAM BIHARI CHAUHAN (AGE- 47 YEARS)
SON OF- RAM TAPESHYA CHAUHAN-
VILLAGE- LAMBAPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

21: GAURAV KUMAR GUPTA (AGE- 25 YEARS)
SON OF - ARUN KUMAR GUPTA-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

22: INDRADEB CHOUHAN (AGE- 76 YEARS)
SON OF- LT. RAMCHARITRA CHOUHAN-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

23: ACHHELAL SAHANI (AGE- 61 YEARS)
SON OF - MAHENDAR SAHANI- VILLAGE-JAMPATHAR- P.O./P.S.--
KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

24: RITA DEVI (AGE- 38 YEARS)
WIFE OF- RAMNARAYAN CHAUHAN-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

25: RAJKUMARI DEVI (AGE- 47 YEARS)
WIFE OF - JAGRU RAM-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448

26: PHOOL KUMARI DEVI (AGE- 46 YEARS)
WIFE OF - UMESH RAI

VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

27: MINA DEVI (AGE- 51 YEARS)
WIFE OF- RAM CHANDRA RAM-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

28: MANJEET CHAUHAN
(AGE- 28 YEARS)
SON OF - LT. BHAGAWAN CHAUHAN-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

29: ANITA KAHAR (AGE- 30 YEARS)
WIFE OF - SHANKAR KAHAR-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

30: SANJOY SAHU (AGE- 51 YEARS)
SON OF - BRIJ BIHARI SAHU- VILLAGE-JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

31: MUKHRAM CHAUHAN (AGE- 49 YEARS)
SON OF- RAMCHANDRA CHAUHAN-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

32: AWADH PRAKASH PANDE
(AGE- 56 YEARS)
SON OF - BISHAWANATH PANDE-
VILLAGE- DIKHRENG- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

33: DURBIJOY CHOUHAN
(AGE- 29 YEARS)
SON OF - RAMJIT CHAUHAN

VILLAGE- BADA MATIKHOLA- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG

PIN- 782448.

34: RAMCHANDRAN BOITHA
(AGE- 58 YEARS)
SON OF- LT. YOGI BOITHA-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

35: VINOD THAKUR
(AGE- 54 YEARS)
SON OF - BADNATH THAKUR- VILLAGE-JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG

PIN- 782448.

36: SANGITA KUMARI SINGH
(AGE- 31 YEARS)
WIFE OF -CHANDAN SINGH-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

37: SMT SONA DEVI
(AGE- 49YEARS)
WIFE OF- CHHOTELAL SHARMA-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

38: JAGDISH BHAGAT
(AGE- 63 YEARS)
SON OF- LT. DINA NATH BHAGAT-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

39: BHAGAWAT KUMAR CHAUHAN
(AGE- 56 YEARS)
SON OF- LT. MUNILAL CHAUHAN-
VILLAGE- JAMPATHAR
DIST.- WEST KARBI ANGLONG
PIN- 782448.

40: BONGSHI SAH
(AGE- 55 YEARS)
SON OF- MECHARI SAH-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

41: CHHATHU CHAUHAN
(AGE- 47 YEARS)
SON OF- RAMCHANDRA CHAUHAN-
VILLAGE- BAGISADUBI- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

42: MALTI DEVI
(AGE- 36 YEARS)
WIFE OF- RAMA KANT CHAUHAN-

VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

43: SANJOY SAHANI
(AGE- 48 YEARS)
SON OF- RAMASHRE SAHANI-
VILLAGE- RAMTHEPI- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

44: SANDIP YADAV
(AGE- 28 YEARS)
SON OF- MUSAPHIR YADAV-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

45: SANT KUMAR GUPTA
(AGE- 49 YEARS)
SON OF- LAKSHI NARAYAN GUPTA-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

46: SHAKUNTALA DEVI
(AGE- 41 YEARS)
WIFE OF CHOTAK KEOT

VILLAGE- JAMPATHAR
P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

47: MANTU CHAUHAN
(AGE- 47 YEARS)
SON OF- KAPILDEV CHAUHAN-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

48: RASH BIHARI SAHU
(AGE- 78 YEARS)
SON OF - SURJYA SAHU-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

49: HARE RAM CHAUHAN
(AGE- 28 YEARS)
SON OF MANU CHAUHAN
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

50: HRIDAYANAND CHAUHAN
(AGE- 77 YEARS)
SON OF- LT. MUNNI CHAUHAN-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

51: NAGENDRA CHAUHAN
(AGE- 53 YEARS)
SON OF- HRIDAYANAND CHAUHAN-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

52: SUNDARI SAH
(AGE- 39 YEARS)
WIFE OF - RAMA SHANKAR SAH-
VILLAGE- DIKHRENG- P.O.AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

53: BRIJ MOHAN YADAV
(AGE- 44 YEARS)
SON OF - BALINDRA YADAV-
VILLAGE- KHERONI KACHARI GAON-
P.O AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

54: UMASHANKAR CHAUHAN
(AGE- 61 YEARS)
SON OF - JUNG BAHADUR CHAUHAN-
VILLAGE- DIKHRENG- P.O. AND P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

55: MAHAL CHAUHAN
(AGE- 53 YEARS)
SON OF - DINDAYAL CHAUHAN-
VILLAGE- DIKHRENG- P.O.AND P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

56: ASHOK KUMAR CHAUHAN
(AGE- 46 YEARS)
SON OF - AYODHYA CHAUHAN-
VILLAGE- DIKHRENG- P.O.AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

57: RAJKISHOR SAHU
(AGE- 29 YEARS)
SON OF - ALAGU SAHU-
VILLAGE- DIKHRENG- P.O.AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

58: ANTU CHAUHAN
(AGE- 54 YEARS)
SON OF - DINDAYAL CHAUHAN-
VILLAGE- DIKHRENG- P.O.AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

59: VIJAY KUMAR BHAGAT
(AGE- 41 YEARS)
SON OF - DHORA BHAGAT-
VILLAGE- DIKHRENG- P.O.AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

60: MOHAN GUPTA
(AGE- 39 YEARS)
SON OF - DINESH GUPTA-
VILLAGE- DIKHRENG- P.O.AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

61: MANJU DEVI
(AGE- 52 YEARS)
WIFE OF - SHAMBHU CHOUHAN-
VILLAGE- KHERONI PURANA BASTI-
P.O.AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

62: RAM CHANDRA CHAUHAN
(AGE- 60 YEARS)

SON OF - SAKALDEV CHAUHAN-
VILLAGE- DIKHRENG- P.O.AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

63: RAJESH KUMAR CHAUHAN
(AGE- 48 YEARS)
SON OF - RAM EKBAL CHAUHAN-
VILLAGE- DIKHRENG- P.O.AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

64: MUNNA GUPTA
(AGE- 47 YEARS)
SON OF - DINESH GUPTA-
VILLAGE- DIKHRENG- P.O.AND P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

65: GOPALJI GUPTA
(AGE- 61 YEARS)
SON OF- LT. LAKSHIMI NARAYAN GUPTA- VILLAGE- JAMPATHAR-
P.O./P.S.-- KHERONI
DIST.- WEST KARBI ANGLONG
PIN- 782448.

66: PURNIMA DEVI
(AGE- 45 YEARS)
WIFE OF- RAMPRIT CHAUHAN-
VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

67: ARABINDA CHOUHAN

AGE- 52 YEARS

S/O- PATIRAJ CHOUHAN

VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448.

68: PANAMATI DEVI

AGE- 72 YEARS

W/O- RAMASHANGKAR CHOUHAN

VILLAGE- JAMPATHAR- P.O./P.S.-- KHERONI

DIST.- WEST KARBI ANGLONG
PIN- 782448

VERSUS

THE STATE OF ASSAM AND OTHERS
REP. BY THE SECRETARY , LAND REVENUE AND D.M DEPARTMENT,
DISPUR, ASSAM, PIN-781006, ASSAM

2:THE KARBI ANGLONG AUTONOMOUS COUNCIL
THROUGH THE PRINCIPAL SECRETARY
DIPHU
PIN- 782460.

3:THE SECRETARY

HILL AREA DEVELOPMENT DEPARTMENT
GOVERNMENT OF ASSAM
DISPUR- 781006.

4:THE SECRETARY

LAND AND REVENUE DEPARTMENT KARBI ANGLONG AUTONOMOUS
COUNCIL
DIPHU. PIN-782460.

5:THE DISTRICT COMMISSIONER
WEST KARBI ANGLONG
HAMREN
PIN- 782486.

6:THE SUPERINTENDENT OF POLICE

WEST KARBI ANGLONG
HAMREN
ASSAM
PIN- 782486.

7:THE CIRCLE OFFICER

DONKA REVENUE CIRCLE
DONKAMOKAM
WEST KARBI ANGLONG

PIN- 782486.

8:THE OFFICER-IN-CHARGE

KHERONI POLICE STATION
KHERONI
WEST KARBI ANGLONG
ASSAM
PIN- 782486

For the Petitioner(s) : Mr. R. P. Sarmah, Sr. Advocate

Ms. A. Deka, Advocate

For the Respondent(s) : Mr. J. Handique, Govt. Advocate

Mr. J. Chutia, SC, KAAC

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
ORDER

11.02.2026

Heard Mr. R. P. Sarmah, the learned Senior Counsel assisted by Ms. A. Deka, the learned counsel appearing on behalf of the petitioners. Also heard Mr. J. Chutia, the learned Standing Counsel, KAAC and Mr. J. Handique, the learned Government Advocate, Assam.

2. The petitioners 68 in numbers claim to be residents of Kheroni in the District of Karbi Anglong, Assam. The learned Senior Counsel for the petitioners submits that all these petitioners belong to certain tribal community, Biharis and Gorkha Community and are cattle grazers, daily wage labourers and cultivators. It is the claim

of the petitioners that since 1946-47 their forefathers have been residing in these areas as cultivators and cattle grazers and the petitioners being their descendants have continued to do so, while the petitioners have been paying the forest department the necessary charges for grazing permit, and also for the revenue on the lands which they claim to be under their occupation, the petitioners were surprised to be informed from the Revenue Authorities that they are likely to be evicted in view of notice which was issued as far back as July, 2024. Copy of the said notice is enclosed as Annexure-B to the writ petition.

3. The learned Senior Counsel for the petitioners submits that the petitioners were not aware of the aforesaid notice and it is only after the recent ethnic violences which have erupted in the West Karbi Anlong District they aware of the existence of the said notice. The learned Senior Counsel for the petitioners submits that no specific or individual notices have been issued and the petitioners have been verbally informed that they will be evicted from these lands in terms of the eviction notice dated 11.07.2024. Being aggrieved the petitioners are before this Court.

4. Mr. J. Chutia, learned Standing Council, KAAC strongly objects to the submissions made by the learned Senior Counsel for the petitioners. It is submitted that these petitioners have claimed to be occupants of the said lands for the last several decades, but

there is no specific description of the land under their occupation which has been mentioned in the writ petition. Although references have been made in respect of payment of land revenues and forest use, the specific particulars pertaining to the land stated to be under their occupation is not specified in the writ petition and therefore, they cannot have any right over Government land or PGR/VGR land in view of the judgment of the Apex Court in ***Jagpal Singh vs. The State of Punjab & Others*** reported in ***(2011) 11 SCC 396***.

5. The learned Standing Counsel, KAAC, however, submits that if the petitioners have any particulars of the land under their possession then they should furnish the same before the respondent No.4.

6. In view of the submissions made and on perusal of the pleadings available in the writ petition, this Court is of the view that ends of justice will be met, if this writ petition is disposed of at this stage without issuing any notice directing the petitioners to submit a representation with the particulars of the land stated to be under their occupations along with all relevant documents to substantiate their claims before the respondent No.4. The petitioners must submit such representation with the land particulars before the respondent No.4 on individual basis making respective claims against the land under their occupation. If the petitioners are able to submit such representation with particulars

before the authorities within a period of 30 days from today, the respondent Nos.2 and 4 shall examine such representations and pass appropriate orders within a reasonable period and preferably within 3(three) months from the date of submission of such representation.

7. Till such representations are disposed off by the respondent authorities, the respondent authorities shall not proceed to evict the petitioners who had submitted the representation as permitted by this Court within the time stipulated hereinabove. If in the event, in spite of the liberty being granted by this Court, the petitioners or any of them do not submit the representations before the respondent No.4, then the respondent authorities would be at liberty to take action as per the procedure of law. Accordingly, the matter stands disposed of in terms of the above.

8. Copy of this order be served upon the learned Standing Counsel, KAAC for due compliance.

JUDGE

Comparing Assistant