

GAHC010016062025



undefined

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

Case No. : WP(C)/434/2025

RAHMAT ULLAH AND 14 OTHERS
S/O- LATE KUTUB ALI,
MORIGAON, ASSAM

2: HEFZUR RAHMAN
S/O- LATE OMAR AHMED@ OMAR ALI

3: ABDUL KHALEQUE
S/O- LATE KUTUB ALI

4: NIZAM UDDIN
S/O- LATE DANESH ALI

5: MD. SAMSUDDIN
S/O- LATE ABDUL MAZID

6: FAIJUR RAHMAN
S/O- LATE ABUL HUSSAIN

7: UMED ALI
S/O- LATE MUZAFAR ALI

8: MD. JAMIRUDDIN
S/O- LATE IBRAHIM KHA @ IBRAHIM

9: ABDUL KUDDUS
S/O- LATE ABDUL REZZAQUE

10: NEKBAR ALI
S/O- LATE AJAR ALI @AKHTAR ALI

11: TAFAZUL HOQUE
S/O- LATE AKKEL ALI

12: ABDUL MALEK
S/O- LATE AKKEL ALI

13: MAFIZUDDIN
S/O- LATE NEKBAR ALI

14: MAINUL ISLAM
S/O- LATE JAHARUL @ JAHARUL ISLAM

15: KAJIMUDDIN
S/O- LATE NEWAJ UDDIN @ SUTU SHEIKH

ALL ARE R/O- VILLAGE RAJAGADHOWA

P.O AND P.S- LAHORIGHAT
DIST- MORIGAON
ASSAM
PIN-78212

VERSUS

THE STATE OF ASSAM
REP BY THE COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM,
REVENUE AND DISASTER MANAGEMENT DEPT, GUWAHATI-06, ASSAM

2:THE DISTRICT COMMISSIONER
MORIGAON
ASSAM
PIN-782105

3:THE ADDITIONAL DEPUTY COMMISSIONER OF LAHORIGHAT
CO-DISTRICT
P.O- LAHORIGHAT
DIST-MORIGAON
ASSAM
PIN-782127

4:THE CIRCLE OFFICER OF LAHORIGHAT
CO-DISTRICT
P.O- LAHORIGHAT
DIST-MORIGAON
ASSAM
PIN-782127

5:THE SETTLEMENT OFFICER
P.O AND DIST-MORIGAON
ASSAM

PIN-78210

Advocate for the Petitioner : MS FARHANA INTAZ, MR. W A SHEIKH, MR. M A SHEIKH

Advocate for the Respondent : GA, ASSAM, SC, REVENUE AND DISASTER MANAGEMENT DEPT

**BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

ORDER

Date : --29.01.2025

Heard Mr. M.A. Sheikh, learned counsel for the petitioners; Ms. P.R. Mahanta, learned Standing Counsel for the respondent no. 1; and Ms. S. Konwar, learned Junior Government Advocate, Assam for the respondent nos. 2-5.

The petitioners have approached this Court apprehending that they may be evicted from the parcels of land, which, according to them, have been allotted earlier in their favour.

Ms. Konwar shall obtain instruction as regards the apprehension raised by the petitioners.

Issue notice, returnable on 17.02.2025.

As Ms. Mahanta, learned Standing Counsel have appeared and accepted notice for the respondent no. 1; and Ms. Konwar, learned Junior Government Advocate, Assam has appeared and accepted notices for the respondent nos. 2-5, formal notices need not be issued to the said respondents. Mr. Sheikh, learned counsel for the petitioners shall furnish requisite nos. of extra copies of the writ petition along with the annexures, to Ms. Mahanta and Ms. Konwar within 2 [two] working days from today.

Having regard to the projection made, it is provided, as an ad-interim measure, that till the next date of listing, that is, 17.02.2025, the parties shall maintain *status quo* as regards

the petitioners' allotted lands, indicated in the Schedule – B of the writ petition.

JUDGE

Comparing Assistant