

GAHC010017522022



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

**Case No. : WP(C)/901/2022**

PANCHARATNA KRISHI PAM S.S. LTD., DARRANG, EP. BY GOLAM HADI  
CHOUDHURY AND 3 ORS.

VILL.- KEHUTOLI, P.O. AND P.S. DHULA, DIST.- DARRANG, ASSAM, PIN-  
784146.

2: HARUN AR RASHID  
VILL.  
P.O. AND P.S. KHARUPETIA  
DIST.- DARRANG  
ASSAM  
PIN- 784115.

3: DILIP DEKA  
VILL.- KEHUTOLI  
P.O. AND P.S. DHULA  
DIST. DARRANG  
ASSAM  
PIN- 784146.

4: INSAN ALI  
VILL.- NIJ-BARUAJHAR  
P..S KHARUPETIA  
DIST. DARRANG  
ASSAM  
PIN- 784115

VERSUS

THE STATE OF ASSAM AND 6 ORS  
TO BE REP. BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,  
REVENUE AND DISASTER MANAGEMENT DEPT., DISPUR, GUWAHATI-  
781006.

2:DEPUTY COMMISSIONER

DARRANG  
MANGALDOI  
ASSAM  
PIN- 784125.

3:DEPUTY COMMISSIONER  
UDALGURI  
ASSAM  
PIN-784509.

4:CIRCLE OFFICER  
DOLGAON  
DIST. DARRANG  
ASSAM  
PIN- 784116.

5:ASSISTANT REGISTRAR OF COOPERATIVE SOCIETIES  
DARRANG  
MANGALDOI  
PIN- 784125.

6:EXECUTIVE OFFICER  
KHARUPETIA MUNICIPAL BOARD  
P.O. KHARUPETIA  
DIST. DARRANG  
ASSAM  
PIN- 784115.

7:KHARUPETIA MUNICIPAL BOARD  
REP. BY ITS CHAIRMAN  
SMT. KRISHNA SAHA  
WARD NO. 4  
N.T. ROAD  
KHARUPETIA  
P.O AND P.S- KHARUPETIA  
DIST- DARRANG  
ASSAM

**Advocate for the Petitioner** : MR. N H MAZARBHUIYAN, MR. N ISLAM,MR. M H SAIKIA

**Advocate for the Respondent** : GA, ASSAM, MS. M BARMAN (R-7),MR. P MAZUMDER (R-7),MR N ALAM (R-7),MR. S CHAUHAN (R-7),SC, CO OP,SC, REVENUE

**BEFORE  
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR**

**ORDER**

**Date : 05-12-2025**

The learned counsel for the petitioner has prayed for an accommodation stating that the leading counsel for the petitioner is indisposed today.

Mr. S. Chauhan, learned counsel appears for the respondent No.7 and Ms. M. Barman, learned Government Advocate appears for the State respondents.

It is noticed that the affidavit-in-opposition has been filed in the year 2022 itself whereby, it has been stated as follows;

*“That as regards the statements made in paragraph 3 of the writ petition the deponent denies the correctness of the same and further begs to state that the total land measuring 146 Lessa (1 Bigha 2 Katha 6 Lessa) under dag No. 1606 (Govt.) in Kharupetia town is recorded as preserved in the land records in the office of the Respondent No.4. On physical verification by the Officials of Dalgaon Rev. Circle and on scrutiny in the cadastral map in this Office, it is found that an area of land around measuring 3 Katha out of 1 Bigha 2 Katha 6 Lessa has already been occupied by a public road constructed with pavers block by the local Municipal Board. Secondly, a portion of the remaining land has been occupied by a half done RCC structure constructed for implementation of Kharupetia Town water supply scheme under the Assam Urban Water Supply Sewerage Board.”*

Although, the matter relates to the year 2022, giving an opportunity to the petitioner, list this matter again in the month of **January, 2026** on a date to be fixed by the Registry.

It is made clear that no further adjournment will be granted.

**JUDGE**

**Comparing Assistant**