

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 KARDAK ETE

ORDER

Date : 05.01.2026

Heard Ms. L. Wajeeda, learned counsel for the petitioner. Also heard Ms. N. Bordoloi, learned Standing Counsel, Revenue appearing for the respondent No.1; Mr. N. Das, learned Government Advocate for the respondents No.2, 3 and 4 and Mr. G. Borgoloi, learned Standing Counsel, Cooperation Department and Mr. S. Chauhan, learned counsel for the respondent No.7.

The basis for a direction to hand over the possession of the land measuring 1 bigha, Dag No.1060 of Kharupetia Town to the petitioners is based on the resolution adopted in the meeting of Sub-Divisional Land Advisory Committee held on 20.12.2000, which is subject to condition of submission of no objection from the Kharupetia Town Committee and to form a cooperative society. Admittedly, no objection have been granted to the petitioners, thus, prima facie, no direction can be issued to the respondents to hand over the said land.

However, on the prayer of the learned counsel for the petitioners, list the matter after 2 (two) weeks so as to enable the learned counsel to obtain instruction from the petitioners.

As observed by this Court on 05.12.2025, no further adjournment shall be granted on the next date fixed.

JUDGE

Comparing Assistant