

GAHC010019192025



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

Case No. : WP(C)/647/2025

BARKHETRI TRINAMOL SIKHITA NIBONUA YUBA SAMAJ
REPRESENTED BY ITS SECRETARY SRI HARMOHAN KAKATI, AGE ABOUT
60 YEARS, , S/O- LATE KESHAB KAKATI, RESIDENT OF VILLAGE-
SAPKATA, POST OFFICE- NALBARI, POLICE STATION -NALBARI
DISTRICT-, ASSAM, PIN-781126

VERSUS

THE STATE OF ASSAM AND 3 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, REVENUE AND DISASTER MANAGEMENT ,
DEPARTMENT LAND SETTLEMENT BRANCH, DISPUR, GHY-781006

2:THE DY. COMMISSIONER
NALBARI LAND SETTLEMENT BRANCH
DISTRICT. NALBARI
ASSAM
PIN- 781335.

3:THE ADDL. DY. COMMISSIONER
REVENUE
NALBARI
DISTRICT- NALBARI
ASSAM
PIN- 781335.

4:THE CIRCLE OFFICER
BARKHETRI REVENUE CIRCLE
NARAYANPUR
MUKALMUA

DISTRICT- NALBARI

ASSAM

PIN- 781126

For the Petitioner(s) : Mr. K. N. Choudhury, Sr. Advocate
: Ms. R. R. Kakati, Advocate

For the Respondent(s) : Ms. N. Bordoloi, Standing Counsel
: Mr. H. Sharma, Government Advocate

BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH

ORDER

Date : 24.07.2026

The Petitioner herein which is an NGO was allotted a plot of land admeasuring 82 Bighas covered by Dag No.106 of Village Bakrikuchi under Uttar Barkhetri Mouza subject to the said land being de-reserved.

2. It is seen from the records that the land which was allotted i.e. Dag No.106 at village Bakrikuchi VGR was earlier under encroachment. In the meantime, the encroachment have been removed and the said land is presently vacant w.e.f. 01.07.2025 as could be seen from the instruction placed by Ms. N. Bordoloi, the learned Standing counsel for the Revenue Department. The instruction is kept on record and marked with the letter "X".

3. It is also mentioned that for the purpose of dereservation, certain formalities are there which have to be approved by the

Competent Authority.

4. Accordingly, this Court fixes this matter again on 16.09.2026 for an update as regards the steps taken for dereservation as per the provisions of law.

5. This Court taking into account the above directions, is of the opinion that the interim order which was passed earlier on 11.02.2026 needs to be modified inasmuch as a blanket status quo order would also impact on steps being taken for the purpose of dereservation.

6. Accordingly, this Court modifies the interim order passed on 11.02.2026 by observing that the status quo order shall be confined only insofar as allotment of the land is concerned. It is clarified that the status quo order shall not impede in the process of dereservation of the land by the competent Authority.

JUDGE

Comparing Assistant