

GAHC010033122024



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

**Case No. : PIL/14/2024**

NORTH EAST ECO DEVELOPMENT SOCIETY REPRESENTED BY THE  
SECRETARY SRI BISWAJIT SAIKIA, AGED ABOUT 42 YEARS, S/O- LATE  
GOPAL SAIKIA, R/O- BASISTHA, GANESH NAGAR, HOUSE NO. 31,  
BASISTHA CHARIALI PATH BYE LANE NO.7, P.O. AND P.S. BASISTHA,  
GUWAHATI- 781029, DISTRICT- KAMRUP (M), ASSAM

VERSUS

1: THE STATE OF ASSAM AND 3 ORS  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE  
GOVERNMENT OF ASSAM,  
FOREST AND ENVIRONMENT DEPARTMENT,  
DISPUR, GUWAHATI-06

2:THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM  
REVENUE AND DISASTER MANAGEMENT DEPARTMENT  
DISPUR GUWAHATI-06

3:THE CHIEF EXECUTIVE OFFICER ASSAM STATE DISASTER  
MANAGEMENT AUTHORITY ANCILLARY BLOCK JANATA BHAWAN  
DISPUR GUWAHATI-06

4:THE DIVISIONAL FOREST OFFICER  
EAST KAMRUP DIVISION BASISTHA GUWAHATI-2

For the Petitioner : Mr. R. Dhar, Advocate.  
For the Respondent(s) : Mr. K.P. Pathak, Standing Counsel, Forest Department.  
: Mr. R. Borpujari, Standing Counsel, Revenue and Disaster  
Management Department.

– BEFORE –  
**HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI**  
**HON'BLE MR. JUSTICE SUMAN SHYAM**

**20.04.2024**

*(Vijay Bishnoi, CJ)*

In this writ petition in the design of Public Interest Litigation, the petitioner has raised concern in respect of encroachments and cutting of hills which lead to the artificial floods and land-slide. It is contended that on account of illegal cutting of hills and unabated encroachments, the Guwahati city is virtually sitting on a time bomb in case incessant rainfall for few days happens.

Issue notice to the respondents, returnable in 6(six) weeks.

Mr. K.P. Pathak, learned Standing Counsel, Forest Department accepts notice on behalf of respondent Nos.1 and 4 and Mr. R. Borpujari, learned Standing Counsel, Revenue and Disaster Management Department accepts notice on behalf of respondent Nos.2 and 3.

As all the respondents are duly represented, hence, no formal notices need be issued to them. However, copy of the writ petition be supplied to the learned counsel representing the respective respondents during the course of the day.

Learned counsel for the respondents may file their response by the next date of listing.

List this matter after 6(six) weeks.

**JUDGE**

**CHIEF JUSTICE**

**Comparing Assistant**