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

Case No. : WP(C)/1055/2026

129 NO HARIA DABLONG MEEN SAMABAY SAMITI LTD. AND ORS
BEING REPRESENTED BY ITS SECRETARY, SRI KUSHAL DAS, VILLAGE-
AMKATA, P.O.-KHULAGAON, P.S.-JAGIROAD, MORIGAON DISTRICT,
PINCODE-782411, ASSAM.

2: SRI KUSHAL DAS
SON OF LATE BOLO RAM DAS
RESIDENT OF VILLAGE-AMKATA
..P.O.- KHULAGAON
P.S.-JAGIROAD
DISTRICT- MORIGAON
ASSAM
PIN-782411

VERSUS

THE STATE OF ASSAM AND ORS
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY, FISHERY
DEPARTMENT, GOVERNMENT OF ASSAM, DISPUR, GUWAHATI-781006,
ASSAM

2:THE COMMISSIONER AND SECRETARY
FISHERY DEPARTMENT
GOVERNMENT OF ASSAM
DISPUR
GUWAHATI-781006
ASSAM.

3:THE SECRETARY
WATER RESOURCES DEPARTMENT
GOVERNMENT OF ASSAM
DISPUR
GUWAHATI-781006
ASSAM.

4:THE DISTRICT COMMISSIONER

MORIGAON DISTRICT
MORIGAON
PINCODE-782105
ASSAM.

5:THE CIRCLE OFFICER
MAYONG REVENUE CIRCLE
JAGI BHAKATGAON
PINCODE-782411
MORIGAON DISTRICT
ASSAM

Advocate for the Petitioner : MR S KHOUND, MR. M K CHOUDHURY,MR D J MEDHI

Advocate for the Respondent : GA, ASSAM, SC, FISHERY

**BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

ORDER

25.02.2026

Heard Mr. M.K. Choudhury, learned Senior Counsel assisted by Ms. S. Khound, learned counsel for the petitioner; Mr. M. Chetia, learned Junior Government Advocate, Assam for the respondent nos. 1, 4 & 5; Ms. P. Chakraborty, learned Standing Counsel, Water Resources Department for the respondent no. 3; and Ms. A. Das, learned counsel on behalf of Mr. P. Sarmah, learned Standing Counsel, AFDCL for the respondent no. 2.

The petitioner, a registered fishery cooperative society, is the current settlement holder of No. 38 Morisuti Meen Mahal and the settlement period is for a period of seven years. The area of the fishery, No. 38 Morisuti Meen Mahal had comprises of 202 bighas 1 katha 10 lessas and it inter alia consists of lands covered by Dag nos. 75, 159 & 161.

The petitioner society has approached this Court by the present writ petition on an apprehension that the respondent no. 5 has issued a Notice under Section 18 of the Assam Land and Revenue Regulation, 1886 on 22.01.2026 wherein the noticees in occupation of

land covered by Dag nos. 75, 159 & 161 have also been put to notice on the ground that they are in unauthorized occupation of the areas of land comprised within the above Dag nos. Though the petitioner society has not been served with such notice, the petitioner come to learn about the same and one of such Notice has been annexed as Annexure-VIII to the writ petition.

The three Dag nos. 75, 159 & 161 are part of the Notice dated 22.01.2026.

List the case on 13.03.2026 to enable the learned counsel for the respondents to obtain the instructions.

Till then, no coercive action against the petitioner society shall be taken on the basis of the Notice dated 22.01.2026.

The name of Ms. P. Chakraborty, learned Standing Counsel, Water Resources Department be reflected in the respondents' side in the Cause-List.

JUDGE

Comparing Assistant