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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, MS P CHAKRABORTY, SC, WATER RESOURCES DEPTT.,SC, FISHERY

**BEFORE**  
**HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

**ORDER**

**Date : 13.03.2026**

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

2. Mr. Sarmah and Mr. Baruah have submitted that they are yet to receive the necessary instructions.

3. When the possession of the fishery name, No. 38 Morisuti Meen Mahal was handed over to the petitioner society as the settlement holder on 16.09.2021 by the Circle Officer, Mayang Revenue Circle [the respondent no. 5], it was clearly mentioned that the Fishery,

having an area of 202 Bighas 1 Katha 10 Lessas, is comprised of parcels of land falling within Dag nos. 75, 159 and 161.

4. Apart from the issues mentioned in the previous order dated 25.02.2026, the learned counsel for the respondent nos. 1 & 2 and the respondent nos. 4 & 5 shall obtain instructions firstly, what are the total areas in each of the respective Dag nos. 75, 159 and 161; secondly, out of the total areas of each Dag no., how much areas are earmarked for 38 No. Morisuti Meen Mahal; and thirdly, whether any notice under Rule 18 of the Settlement Rules has been issued or is contemplated to be issued the petitioner society as the settlement holder of No. 38 Morisuti Meen Mahal.

5. The earlier interim order that no coercive action against the petitioner society shall be taken on the basis of any Notice issued under Rule 18 of the Settlement Rules shall continue till the next date of listing.

6. List the case on 20.03.2026 to enable the learned counsel for the official respondents to place the instructions without fail.

7. A copy of this order is to be supplied to Mr. Sarmah and Mr. Baruah to enable them to take necessary steps from their ends.

**JUDGE**

**Comparing Assistant**