

GAHC010035422026



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

**Case No. : WP(C)/985/2026**

PERBIN SULTANA BARBHUIYA AND 5 ORS.  
WIFE OF MOHIBUR RAHMAN LASKAR, R/O VILLAGE-SOYEDBOND PART-I,  
P.O. KALIBARIBAZAR, DISTRICT HAILAKANDI, ASSAM, PIN-788150.

2: NAZMIN SULTANA CHOUDHURY  
C/O ABDUL MALIK CHOUDHURY R/O VILLAGEBHATIRKUPA PART-I  
POBHATIRKUPA  
DISTRICT HAILAKANDI  
ASSAM  
PIN 788150.

3: TAMRANA BEGUM BARBHUIYA  
C/O MEHBUB AHMED LASKAR  
R/O VILLAGE-BASHDAHAR PART-II  
P.O. MATIJURI  
DISTRICT HAILAKANDI  
ASSAM  
PIN 788151

4: SIRAJ UDDIN BARBHUIYA  
S/O AKADDAS ALI BARBHUIYA  
R/O VILLAGE VICHINGCHA PT-II P.O VICHINGCHA  
DISTRICT HAILAKANDI  
ASSAM  
PIN 788155

5: SMTI NIVA DAS  
S/O SUKHAMOY DAS R/O VILLAGE NORTH NARAINPUR PTI  
P.O NORTH NARAINPUR DISTRICT HAILAKANDI  
ASSAM PIN-788801

6: AFRUJA BEGUM TAPADAR  
C/O SAIDUL HAQUE LASKAR R/O VILLAGE PURBA SONAPUR P.O  
RATANPUR

DISTRICT HAILAKANDI  
ASSAM  
PIN 78815

VERSUS

THE STATE OF ASSAM AND 7 ORS.  
REPRESENTED BY THE COMMISSIONER SECRETARY TO THE  
GOVERNMENT OF ASSAM, PANCHAYAT RURAL DEVELOPMENT  
DEPARTMENT,DISPUR, GUWAHATI-6.

2:THE COMMISSIONER

PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT PANJABARI  
ROAD  
JURIPAR  
GUWAHATI-37

3:THE DISTRICT COMMISSIONER

HAILAKANDI  
P.O DISTRICT HAILAKANDI  
ASSAM  
PIN 788151

4:THE CHIEF EXECUTIVE OFFICER

ZILLA PARISHAD  
HAILAKANDI  
P.O DISTRICT HAILAKANDI  
ASSAM  
PIN 788151

5:THE PRESIDENT

HAILAKANDI ZILLA PARISHAD CUM CHAIRMAN DISTRICT PLANNING  
COMMITTEE  
HAILAKANDI  
P.O DISTRICT HAILAKANDI  
PIN 788151

6:THE BLOCK DEVELOPMENT OFFICER

CUM SECRETARY EXECUTIVE OFFICER  
ALGAPUR ANCHALIK PANCHAYAT  
P.O KALIBARI BAZAR  
DISTRICT HAILAKANDI  
ASSAM

PIN 788150

7:THE PRESIDENT  
ALGAPUR ANCHALIK PANCHAYAT  
VILLAGE ALGAPUR  
P.O KALIBARIBAZAR  
DISTRICT HAILAKANDI  
ASSAM  
PIN 788150

8:THE VICE PRESIDENT  
ALGAPUR ANCHALIK PANCHAYAT  
VILLAGE ALGAPUR  
P.O KALIBARIBAZAR  
DISTRICT HAILAKANDI  
ASSAM  
PIN 78815

**Advocate for the Petitioner** : G. GOSWAMI, H YEASMIN,MR H I CHOUDHURY

**Advocate for the Respondent** : SC, P AND R.D., GA, ASSAM

**BEFORE  
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

**ORDER**

**23.02.2026**

Heard Ms. G. Goswami, learned counsel for the petitioners.

As per the facts projected the petitioners, who are 6 in nos. are the Members of the Algapur Anchalik Panchayat which consists of 17 Members. The grievance of the petitioners is with regard to a meeting held on 20.01.2026 vide a notice dated 19.01.2026 for allotment and distribution of funds. It is the specific case of the petitioners that while Section 45 (4) of the ***Assam Panchayat Act, 1994*** stipulates of 10 days clear notice for an ordinary meeting, such mandate has been violated leading to discrimination in distribution of the funds available. Specific allegation has been made against the

respondent nos. 7 & 8 who are the President and Vice President who had manipulated the distribution by taking a major share for their areas.

Let instructions be taken by Ms. N. Borah, learned Standing Counsel, P&RD.

Let this matter be listed for **motion** on **02.03.2026**.

To facilitate the learned Standing Counsel to have the instructions, let an extra copy be served upon her during the course of the day.

Ms. Goswami, the learned counsel for the petitioners prays for an interim order.

After hearing it is made clear that any disbursement made in the meantime shall be subject to further orders which may be passed by this Court.

**JUDGE**

**Comparing Assistant**