

GAHC010046932026



undefined

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

Case No. : WP(C)/1466/2026

FAJAL HAQUE AND ORS
S/O. HAKIMUDDIN ALI,

2: USMAN GANI
S/O. SESUR BEPARI

3: ABDUL KADIR
S/O. KAJUMUDDIN

4: SURUJ JAMAL
S/O. SOLE SEIKH

5: ABDUL SUBHAN
S/O. LATE YAKUB ALI

6: FAJIM
S/O. SOIRUDDIN

7: CHAND MIYA
S/O. IBRAHIM SEIK

8: ABDUL SAMAD
S/O. SALEH SEKH @ SALEH MAMUD

9: ABU BAKKAR

S/O. LATE NAJUBUDDIN

10: NURJAMAL AHMED
S/O. ABDUL SEKH

11: CHURAP ALI
S/O. FAJAL HAQUE

12: LALCHAND ALI
S/O. TAJU SEKH

13: AINAL HAQUE
S/O. ABDUL HABEZ

14: BASRAT ALI
S/O. ABU SEKH

15: SUKUR ALI
S/O. MISUR UDDIN

16: MANJUR AHMED
S/O. MAMTAZ UDDIN

17: MAKSEN ALI
S/O. IBRAHIM SEIKH

18: AMIR AHMED
S/O. SUMUR UDDIN

19: SOYMAN NESSA
W/O. SUMUR UDDIN

20: NABA HAR ALI
S/O. ABDUL SEKH

21: JAHRUL ISLAM

S/O. MUSUR UDDIN

22: MAYNAL HOQUE

S/O. MUSUR UDDIN

23: AJMAL HUSSAIN

S/O. NASUBUDDIN

24: SURUJ JAMAL

S/O. AFUR UDDIN

25: GAHAR ALI

S/O. MAFIJAL

26: SAFAR UDDIN

S/O. ASIM UDDIN

27: AJIBHAN NESSA

W/O. BABAR UDDIN

28: ATUWAR ALI

S/O. BABAR UDDIN

29: WAJED ALI

S/O. ABDUL HUSSAIN

30: ASIMA KHATUN

W/O. ABDUL HUSSAIN

31: MAHIJA HAQUE

S/O. MAMAR UDDIN

32: HAFIJUDDIN

S/O. TUFAJJAL SEKH

33: AHED ALI

S/O. MAHIR UDDIN

34: KUTUB UDDIN

S/O. USAN GANI

35: KAMAL UDDIN

S/O. USAN GANI

36: NUR JAMAL

S/O. AFUR UDDIN

37: SOYAD ALI

S/O. NUR JAMAL

38: SULTAN ALI

S/O. RAHMAN ALI

39: ALI AKBAR

S/O. SAMSUL HAQUE

40: KUBAS ALI

S/O. BAREK ALI

41: ABDUL WAHAB

S/O. MULEM ALI

42: ALI AHMED

S/O. ABDUL HAMED

43: JAYNAL ABEDIN
S/O. TAYAJ UDDIN

44: NURJUBHAN
S/O. KADAM ALI

45: MANAHAR ALI
S/O. JABED ALI

46: HABIBUR RAHMAN
S/O. BODIYA JAMAL

47: SOHIDUL ISLAM
S/O. AFIL SEKH

48: IRSHAD ALI
S/O. USMAL ALI

49: MUCHALEM ALI
S/O. MACHUR UDDIN

50: JAYNAL ABDIN
S/O. JABED ALI

51: MANNAS ALI
S/O. HASMAT ALI

52: ANGSER ALI
S/O. HAJARI SHEIKH

53: MATALEB ALI
S/O. MAKABUL HUSSAIN

54: ABUL KHAIR

S/O. SUNA ULLAH

55: SADEK ALI

S/O. MAKSED ALI

56: FAJAL HAQUE

S/O. MACHURUDDIN HAQUE

57: RACHUL ALI

S/O. TUFAJUDDIN ALI

58: ANOWAR ALI

S/O. SUTJU SHEKH

59: CHALUF UDDIN

S/O. KITAB ALI

60: JAHURUL ISLAM

S/O. SIRAJUL HOQUE

61: ASAN UDDIN

S/O. MOJIBUR RAHMAN

62: SAIFUL HASSAN

S/O. BASUR UDDIN @ BASIT AHMED

63: AKMAL HUSSAIN

S/O. BASIR UDDIN @ BASIT AHMED

64: ALI HUSSAIN

S/O. MOJIBAR RAHMAN @ MAJIBARSHEIKH

65: AFCHAR ALI

S/O. MAJIBAR RAHMAN @ MAJIBAR SHEIKH

66: MATLEB ALI

S/O. CHAKIM ALI @ CHAKIM SHEIKH

67: AKBAR ALI

S/O. MAJIBAR RAHMAN @ MAJIBAR SHEIKH .

ALL ARE RESIDENTS OF VILLAGE- RAHMANPUR
3 No. TULIP BAGAN
MOUZA- BORSOLA
REVENUE CIRCLE -DHEKIAJULI
P.S-. DHEKIAJULI
DISTRICT - SONITPUR
ASSA

VERSUS

THE STATE OF ASSAM AND ORS
REPRESENTED BY THE CHIEFSECRETARY, TO THE GOVERNMENT OF
ASSAM, DISPUR, GUWAHATI - 781006

2:THE COMMISSIONER AND SECRETARY

TO THE GOVERNMENT OF ASSAM
REVENUE DEPARTMENT
DISPUR
GUWAHATI - 781006

3:THE DISTRICT COMMISSIONER SONITPUR
TEZPUR
P.O. AND P.S. - TEZPUR
DISTRICT-SONITPUR
ASSAM.PIN CODE -784001

4:THE CO- DISTRICT COMMISSIONER DHEKIAJULI
P.O. AND P.S. DHEKIAJULI
DISTRICT- SONITPUR
ASSAM.PIN CODE -784110

5:THE CIRCLE OFFICER
DHEKIAJULI REVENUE CIRCLE
DHEKIAJULI
DISTRICT- SONITPUR
ASSAM.PIN CODE- 78411

Advocate for the Petitioner : MD. I HUSSAIN, MR. A R BHUYAN,MS. K L R YANTHAN

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

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

ORDER

16.03.2026

Heard Shri A. R. Bhuyan, learned counsel for the petitioners.

The petitioners, who are 67 in nos. are aggrieved by threatened eviction from their respective plots of land. It is contended that lands were allotted to their forefathers and to some of the petitioners also and they are in peaceful possession for a long time. However, on 31.12.2025, notice was issued by the Circle Officer directing them to submit the relevant documents which according to the petitioner, they have done. In spite of such submission, no final orders have been passed and on the other hand, the personnel are visiting the areas which has raised apprehension on the minds of the petitioners of their eviction in a manner not prescribed by law.

Shri N. Goswami, learned State Counsel has submitted that the replies alleged to have been filed have not been enclosed to the petition.

Be that as it may, let **Notice** be issued, returnable on **01.04.2026**.

Shri Goswami, learned State Counsel accepts notice on behalf of respondent nos. 1, 3, 4 & 5; Ms. P. R. Mahanta, learned Standing Counsel, Revenue Department accepts notice on behalf of respondent no. 2.

Extra copies of the writ petition be served upon them within 2 (two) days.

Shri Bhuyan, the learned counsel prays for an interim order.

The present petition has been filed mainly on apprehension as there is no

notice *per se* requiring eviction and the notices which were issued way back on 31.12.2025 was only pertaining to the aspect of submission of relevant documents. Under those circumstances, this Court is not inclined to pass any blanket order of stay. However, it is provided that no action for eviction of the petitioners be taken without following the due process of law.

JUDGE

Comparing Assistant