

GAHC010048012021



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

Case No. : WP(C)/1735/2021

GOPAL BRAHMA @ GOPAL BORO
S/O- LT. TARANI BORO, R/O- VILL- GADHULIGAON, P.S. PATACHARKUCHI,
DIST.- BAKSA, BTAD, ASSAM, PIN- 781372

VERSUS

THE UNION OF INDIA AND 12 ORS.
REP. BY THE DEFENCE SECRETARY TO THE GOVT. OF INDIA, MINISTRY
OF DEFENCE, SOUTH BLOCK, NEW DELHI- 110011

2:THE STATE OF ASSAM
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPTT.
JANATA BHAWAN
DISPUR
GHY-06

3:THE BODOLAND TERRITORIAL COUNCIL
REP. BY ITS PRINCIPAL SECRETARY
BODOLAND SECRETARIAT
BODOFA NWGWR
KOKRAJHAR
BTR
ASSAM- 783370

4:THE DEFENCE SECRETARY TO THE GOVT. OF INDIA
MINISTRY OF DEFENCE
SOUTH BLOCK
NEW DELHI- 110011

5:THE COMM. AND SECY. TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPTT.

JANATA BHAWAN
DISPUR
GHY-06

6:THE PRINCIPAL SECRETARY
BODOLAND TERRITORIAL COUNCIL
BODOLAND SECRETARIAT
BODOFA NWGWR
KOKRAJHAR
BTR
ASSAM- 783370

7:THE CHIEF OF ARMY STAFF
INDIAN ARMY
INTEGRATED HEADQUARTERS OF MINISTRY OF DEFENCE (ARMY)
SOUTH BLOCK
NEW DELHI- 110011

8:THE GENERAL OFFICER COMMANDING-IN-CHIEF
EASTERN COMMAND
INDIAN ARMY
FORT WILLIAM
HASTINGS
KOLKATA- 700021

9:THE DIRECTOR GENERAL DEFENCE ESTATES
MINISTRY OF DEFENCE
GOVT. OF INDIA
RAKSHA SAMPADA BHAWAN
ULAANBAATAR MARG
DELHI COMMANDANT
NEW DELHI- 110010

10:THE DEFENCE ESTATES OFFICER
TEZPUR CIRCLE
TEZPUR
DIST.- SONITPUR
ASSAM- 784001

11:THE DY. COMMISSIONER
BAKSA
MUSHALPUR
DIST.- BAKSA
BTR
ASSAM- 781371

12:THE CIRCLE OFFICER
JALAH REVENUE CIRCLE

JALAHGHAT
DIST.- BAKSA
BTR
ASSAM- 784001

13:THE COMMANDING OFFICER
ARMY CAMP
SIMLA
INDIAN ARMY
C/O 99 AP

Advocate for the Petitioner : MR. P D NAIR

Advocate for the Respondent : ASSTT.S.G.I.

**BEFORE
HONOURABLE MR. JUSTICE PRASANTA KUMAR DEKA**

ORDER

Date : 17.3.2021

Herd Mr. P. D. Nair, learned counsel for the petitioner .

The grievance raised by the petitioner in this writ petition is non payment of any compensation in respect of a plot of land measuring 2 bighas covered by Dag No. 121(old)/310(new) of KP Patta No. 29(old)/145(new) at Village Hajuwa Mouza Koklabari under Jalah Revenue Circle in Baksa district BTR, Assam. The said plot of land was purchased by two separate sale deeds in the year, 2007 whereafter a residential house was constructed by the petitioner. The said land is occupied by Indian Army including the same within the area of the said camp.

In view of the same, let notice be issued.

Mr. CKS Barua ,learned CGC accepts notice for respondent Nos. 1, 4,7, 8,9,10 and 13,Mr. B. Choudhury, learned Standing Counsel, BTC accepts notice for respondent Nos. 3 and 6, Mr. P.S. Deka, learned Standing Counsel, Revenue and Disaster Management Department accepts notice for respondent Nos. 2 and 5 and Ms. D. D. Barman, learned Addl. Senior Govt. Advocate accepts notice for respondent Nos. 11 and 12 . Necessary extra copies be served on

the learned counsel for the respondents. Notices are made returnable after four weeks.

JUDGE

Comparing Assistant