

GAHC010055262026



2026:GAU-AS:4809

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

**Case No. : WP(C)/1571/2026**

CHANDRA DHAR KALITA  
S/O LATE LALIT CHANDRA KALITA,  
RESIDENT OF VILLAGE HUDUMPUR, PALASHBARI, PO AND PS  
PALASHBARI, DIST.KAMRUP ASSAM

2: SRI BARODA KALITA

S/O LATE LALIT CHANDRA KALITA  
  
RESIDENT OF VILLAGE HUDUMPUR  
PALASHBARI  
PO ANDPS PALASHBARI DIST KAMRUP ASSAM 78112

VERSUS

THE STATE OF ASSAM ANDORS  
REP. BY ITS SECRETARY, MUNICIPAL ADMINISTRATION DEPARTMENT,  
DISPUR GUWAHATI 781006

2:THE GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY  
REP. BY THE CHIEF EXECUTIVE OFFICE  
STATEFED BUILDING  
BHANGAGARH  
GUWAHATI  
DIST. KMARUP M ASSAM 781005

3:THE SECRETARY  
GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY  
BHANGAGARH  
GUWAHATI  
DIST. KMARUP M ASSAM 781005

4:JAKIR HUSSAIN

RESIDENT OF DHARAPUR  
PO DHARAPUR  
PS AZARA  
GUWAHATI  
DIST. KAMRUP M ASSAM 781017

5:RASIDA BEGUM  
RESIDENT OF DHARAPUR  
PO DHARAPUR  
PS AZARA  
GUWAHATI  
DIST. KAMRUP M ASSAM 781017

6:BIMAL BAISHYA  
RESIDENT OF DHARAPUR  
PO DHARAPUR  
PS AZARA  
GUWAHATI  
DIST. KAMRUP M ASSAM 781017

7:KRISHNA BAISHYA  
RESIDENT OF DHARAPUR  
PO DHARAPUR  
PS AZARA  
GUWAHATI  
DIST. KAMRUP M ASSAM 78101

**For the Petitioner(s) : Mr. H. Mazumder, Advocate**

For the Respondent(s) : Ms. M. Barman, Govt. Advocate  
Mr. S. Borah, SC, GMDA

BEFORE  
**HON'BLE MR. JUSTICE DEVASHIS BARUAH**  
ORDER

01.04.2026

Heard Mr. H. Mazumder, the learned counsel appearing on behalf of the petitioner. Ms. M. Barman, the learned counsel appears on behalf of the Respondent No.1 and Mr. S. Borah, the

learned counsel appears on behalf of the Respondent Nos.2 & 3.

2. The petitioner herein is aggrieved by the inaction on the part of the Respondent Nos.2 & 3 in taking effective steps pursuant to the order dated 19.11.2025 as well as the order dated 02.03.2026 issued by the Chief Executive Officer of the Guwahati Metropolitan Development Authority (GMDA).

3. Upon the matter being taken up, Mr. S. Borah, the learned counsel appearing on behalf of the GMDA submitted that the GMDA have not taken any steps at present on account of the Assam State Legislative Elections, 2026 as well as the implementation of the Model Code of Conduct. He further submitted that after the Model Code of Conduct is over, steps would be taken by the GMDA. In that regard, he has placed before this Court an instruction dated 31.03.2026 issued by the Chief Executive Officer of the GMDA. The same is kept on record and marked with the letter "X".

4. Taking into account that the GMDA would be taking steps for carrying out the demolition in terms with the order dated 19.11.2025 as well as the demolition order dated 02.03.2026 and the statement so made by the learned Standing Counsel of the GMDA, this Court does not find the present case as a fit case for issuance of notice at this stage.

5. Accordingly, this Court closes the instant writ petition.
6. It is, however, observed that in the circumstance, no action is taken by the GMDA pursuant to the Model Code of Conduct is over, the petitioner would be at liberty to again approach this Court, if so advised.

**JUDGE**

**Comparing Assistant**