

GAHC010057982024



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

Case No. : WA/118/2024

ABDUL AZIZ MIAH AND 3 ORS.
S/O LATE BANIJ ALI, R/O RAJBALA BHALUKKANDI, P.O.- PATAKATA, P.S.-
SOUTH SALMARA, DIST.- SOUTH SALMARA MANKACHAR, ASSAM, PIN-
783127.

2: BAHAR ALI
S/O LATE BANIJ ALI
R/O RAJBALA BHALUKKANDI
P.O.- PATAKATA
P.S.- SOUTH SALMARA
DIST.- SOUTH SALMARA MANKACHAR
ASSAM
PIN- 783127.

3: IBRAHIM ALI
S/O LATE BANIJ ALI
R/O RAJBALA BHALUKKANDI
P.O.- PATAKATA
P.S.- SOUTH SALMARA
DIST.- SOUTH SALMARA MANKACHAR
ASSAM
PIN- 783127.

4: BHALIJAN BIBI
D/O LATE BANIJ ALI
R/O RAJBALA BHALUKKANDI
P.O.- PATAKATA
P.S.- SOUTH SALMARA
DIST.- SOUTH SALMARA MANKACHAR
ASSAM
PIN- 783127

VERSUS

THE STATE OF ASSAM AND 8 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, REVENUE DISASTER MANAGEMENT DEPTT., DISPUR,
GUWAHATI- 6.

2:THE COMMISSIONER AND SECRETARY
EDUCATION HIGHER DEPTT.
GOVT. OF ASSAM
DISPUR
GUWAHATI- 6.

3:THE DEPUTY COMMISSIONER
SOUTH SALMARA MANKACHAR
P.O. AND P.S.- HATSINGIMARI
ASSAM
PIN- 783135.

4:THE SUB-DIVISIONAL OFFICER (CIVIL)
SOUTH SALMARA MANCACHAR
ASSAM
PIN- 783135.

5:THE EXECUTIVE ENGINEER
PWD (BUILDING) DIVISION DHUBRI
ASSAM
PIN- 783301.

6:THE CIRCLE OFFICER SOUTH SALMARA REVENUE CIRCLE
SOUTH SALMARA
ASSAM
PIN- 783127.

7:SUPERINTENDENT OF POLICE
SOUTH SALMARA MANKACHAR
ASSAM
PIN- 783135.

8:MOHESH KUMAR CHANANI
S/O LATE MATHURAM CHANANI
R/O VILL.- WARD NO. 18
SBI COLONY
HOJAI
PIN- 782435
DIST.- HOJAI
ASSAM.

9:JOHIRUL ISLAM
(LOT MONDAL

HIZIRHAT-KHOPATI REVENUE VILLAGE
UNDER SOUTH SALMARA REVENUE CIRCLE)

S/O LT. BOKHIOTULLAH

VILL.- SUNDHORPARA
P.O.- TUMNI
P.S.- SOUTH SALMARA
DIST.- SOUTH SALMARA
MANKACHAR
ASSAM
PIN- 783127

Advocate for the Petitioner : MR. M U MONDAL

Advocate for the Respondent : GA, ASSAM

BEFORE
HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR
HON'BLE MR. JUSTICE SUMAN SHYAM

:: O R D E R ::

26-04-2024

(L.S. Jamir, J)

Heard Mr. M.U. Mondal, learned counsel for the appellants.

Issue **notice**, returnable after four weeks.

Ms. N. Bordoloi, learned standing counsel, Revenue Department, enters appearance and accepts notice on behalf of respondent No. 1; Mr. A.R. Tahbildar, learned standing counsel, Higher Education Department, appears for respondent No. 2 and Mr. D. Nath, learned Senior Government Advocate, appears for respondent Nos. 3, 4, 5 & 6.

The appellants shall take steps for service of notice on respondent Nos. 8 and 9 by registered post with A/D Card within a week from today.

Mr. Mondal, learned counsel for the appellants submits that the WA No. 94/2024 raising the similar issue is pending before this Court, wherein an interim order is operating.

List the matter after four weeks together with WA No. 94/2024.

In the meantime, it is directed that till the next returnable date, status quo as regards the relinquishment deed shall be maintained by the parties.

JUDGE

JUDGE

Comparing Assistant