

GAHC010058142026



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

Case No. : WP(C)/1856/2026

KAPENDRA BASUMATARY AND ANR
S/O LATE ANTENG BASUMATARY, R/O VILL. PAKRIGURI, P.O. AND P.S.
GOSSAIGAON, DIST. KOKRAJHAR BTAD, ASSAM, PIN 783360

2: KHOKAN SARKAR
S/O- LATE RAMESH SARKAR

RESIDENT OF TENGAPARA WARD NO.5
P.O. AND P.S. TENGAPARA
WARD NO.5
P.O. AND P.S. KOKRAJHAR
DISTRICT- KOKRAJHAR (BTAD) ASSAM
PIN- 78337

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE COMMISSIONER AND SECY. TO THE GOVT. OF
ASSAM ENVIRONEMENT AND FORESTS DEPTT., DISPUR, GUWAHATI 6

2:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM
FINANCE DEPARTMENT
DISPUR

GUWAHATI-6

3:THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS
ASSAM
ARANYA BHAWAN
PANJABARI
GUWAHATI-37

4:THE ADDITIONAL PRINCIPAL SECRETARY

BODOOLAND TERRITORIAL COUNCIL

KOKRAJHAR
PIN- 783370

5:THE ADDITIONAL PRINCIPAL CHIEF CONSERVATOR OF FORESTS CUM
CHD
BODOLAND TERRITORIAL COUNCIL

KOKRAJHAR
PIN- 783370

6:THE DIVISIONAL FOREST OFFICER
SOCIAL FORESTRY DIVISION
KOKRAJHAR
BTC
ASSAM
PIN- 783370

7:THE ACCOUNTANT GENERAL
ASSAM
MAIDAMGAON
BELTOLA
GUWAHATI- 2

Advocate for the Petitioner : MR. D RABHA, MS. D KEOT,MS. D BORA

Advocate for the Respondent : SC, FINANCE DEPTT., SC, AG (A AND E),SC, FOREST

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

31.03.2026

Heard learned counsel for the petitioners.

2. Issue notice returnable within four weeks.

3. Mr. D. Gogoi, learned Standing Counsel, Forest Department appears for respondent Nos. 1 and 3; Ms. A. Borthakur, learned Standing Counsel, Finance

Department appears for the respondent No.2; Mr. B.C. Mushahary, learned Standing Counsel, BTC appears for the respondent No.4, 5 and 6; Mr. C. Baruah, learned Standing Counsel, Accountant General appears for the respondent No.7; therefore notices are waived. However, extra copies be furnished within a period of one week from today.

4. The names of all the counsels including the learned Standing Counsel, BTC be reflected in the cause list by the Registry.

5. Matter be listed after the returnable date.

JUDGE

Comparing Assistant