

GAHC010059122018



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

Case No. : WP(C)/1843/2018

FATIK CH. BARMAN AND 24 ORS.
S/O. LT. TUNU BARMAN, RESIDENT OF VILL. JALABILA, P.O. JALABILA,
P.S. BAGRIBARI, DIST. KOKRAJHAR, BTAD, ASSAM.

2: AMZAD ALI
S/O. LT. SHOMSAR ALI
RESIDENT OF VILL. TAMAKUBARI PT II
P.O. BARKANDA
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

3: KABI BARMAN
S/O LATE HEDLA BARMAN
RESIDENT OF VILL. FALAKATA PT. I
P.O. JALABILA
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

4: MD. SAMAD ALI SK
S/O. LT. AKBAR ALI SK.
RESIDENT OF VILL. GORUMARACHAR NO. 1
P.O. FAILAGURI
P.S. GOSSAIGAON
DIST. KOKRAJHAR
BTAD
ASSAM.

5: RATAN CH. RAY
S/O. LT. MONTESWAR RAY
RESIDENT OF VILL. NO. 1 SAPKATA

P.O.SAPKATA
P.S. GOSSAIGAON
DIST. KOKRAJHAR
BTAD
ASSAM.

6: AMIR ALI
S/O. LT. MONIR ALI
RESIDENT OF KATHALBARI
P.O. BAGRIBARI
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

7: ABDUL JALIL SHEIKH
S/O. LT. AKABBAR ALI SHEIKH
RESIDENT OF VILL. NO. 1 BURICHATM
P.O. GOLADANGI
P.S. GOSSAIGAON
DIST. KOKRAJHAR
BTAD
ASSAM.

8: MD. JALALUDDIN SK.

S/O. LT. ABDUL BAKI MUNCHI
RESIDENT OF VILL. NO. 2 PALASHGURI
P.O. SAPKATA
P.S. GOSSAIGAON
DIST. KOKRAJHAR
BTAD
ASSAM.

9: SADEK ALI
S/O. LT. SIKANDAR ALI
RESIDENT OF VILL. BUNIAMARI PT II
P.O. MAKRIJHORA
P.S. BOGRIMARI
DIST. KOKRAJHAR
BTAD
ASSAM.

10: MD. ANSER ALI
S/O. MOGBUL HUSSAIN
RESIDENT OF VILL. MANIPURI PT. I
P.O. MAKRIJHORA
P.S. BAGRIBARI

DIST. KOKRAJHAR
BTAD
ASSAM.

11: EYAR ALI
S/O. LT. SAHER ALI
RESIDENT OF VILL. KUWARPARA
P.O. JALABILA
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

12: SOFIOR RAHMAN
S/O. LT. MONTAZ ALI
RESIDENT OF VILL. BOROGAON
P.O. JALABILA
P.S. BAGRIBARI
DIST. KOKRAJHAR
ASSAM.

13: EUSOB ALI MOLLAH
S/O. LT. DOROT ALI MOLLAH
RESIDENT OF VILL. ANGARKATA
P.O. BAGRIBARI
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

14: ABDUR RAHMAN
S/O. LT. MAHIJ MUNCHI
RESIDENT OF VILL. SILBARI
P.O. JALABILA
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

15: ALIM UDDIN SHEIKH
S/O. LT. KASEM ALI
RESIDENT OF VILL. JOYPUR PT. II
P.O. BORKANDA
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM

16: ABBAS ALI
S/O. LT. KETAR ALI
RESIDENT OF VILL. SINGIMARI
P.O. BAGRIBARI
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

17: MAJAR ALI
S/O. LT. NEPADDIN SHEIKH
RESIDENT OF VILL. SATAGURI PART-I
P.O. MAKRIJHORA
P.S. BAGRIBARI
DIST.KOKRAJHAR
BTAD
ASSAM.

18: DHAN MAMUD SHEIKH
S/O. LT. SIKANDAR ALI
RESIDENT OF KURKUTARVITA
P.O. JALABILA
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

19: SAMAD ALI
S/O. LT. TOWAJ ALI
RESIDENT OF JANGRIKILA PART-I
P.O. MAKRIJHORA
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

20: BAJRUL HOQUE
S/O. LT. MAHMMAD ALI
RESIDENT OF VILL. ANGARKATA PART-II
P.O. BAGRIBARI
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM

21: JOWAHEY ALI
S/O. MD. JOMSER ALI SK.
RESIDENT OF VILL. NO. 1 BHOMRABIL

P.O. GOLADANGI
P.S. GOSSAIGAON
DIST. KOKRAJHAR
BTAD
ASSAM.

22: KHUSIMON BARMAN
S/O. LT. SUWARA BARMAN
RESIDENT OF SATAGURI
P.O. MAKRIJHORA
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

23: GOLBAR ALI
S/O. LT. MOKSED ALI
RESIDENT OF JANRIKILA PART-II
P.O. MAKRIJHORA
P.S. BAGRIBARI
DIST. KOKRAJHAR
BTAD
ASSAM.

24: KASHEM ALI
S/O. LT. KARIMUDDIN MUNCHI
RESIDENT OF VILL. KHORAGHAT
P.O. BORKHANDA
P.S. BAGRIBARI DIST. KOKRAJHAR
BTAD
ASSAM.

25: ABDUL JALIL KHAN
S/O. LATE ASHRAF ALI KHAN
RESIDENT OF VILL. NO. 2 BHOMRABIL
P.O. HARAPUTA
P.S. GOSSAIGAON
DIST. KOKRAJHAR
BTAD
ASSAM

VERSUS

THE STATE OF ASSAM AND 8 ORS.
THROUGH THE COMMISSIONER AND SECRETARY TO THE GOVT. OF
ASSAM, REVENUE (L.R.) DEVELOPMENT DEPARTMENT, DISPUR,
GUWAHATI-6

2:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM
FINANCE (ESTT.-A) DEPARTMENT
DISPUR
GUWAHATI-6.

3:THE DIRECTOR
LAND RECORDS AND REVENUE DEVELOPMENT
GUWAHATI
GUWAHATI.

4:THE BODOLAND TERRITORIAL COUNCIL
REPRESENTED BY SECRETARY
LAND RECORDS AND SURVEY
BODOLAND TERRITORIAL COUNCIL
KOKRAJHAR
ASSAM.

5:THE DIRECTOR
LAND RECORDS AND SURVEYS
BODOLAND TERRITORIAL COUNCIL
KOKRAJHAR
ASSAM.

6:THE DEPUTY COMMISSIONER
KOKRAJHAR
P.O.
P.S. AND DIST. KOKRAJHAR
ASSAM.

7:THE SUB-DIVISIONAL OFFICER (C)
KOKRAJHAR
P.O.
P.S. AND DIST. KOKRAJHAR
ASSAM.

8:THE SUB-DIVISIONAL OFFICER (C)
GOSSAIGAON
PO AND P.S. GOSSAIGAON
DIST. KOKRAJHAR
ASSAM.

9:THE SUB-DIVISIONAL OFFICER (C)
PARBATJHORA
P.O. AND P.S. PARBATJHORA
DIST. KOKRAJHAR
ASSAM

Advocate for the Petitioner : MR. A A R KARIM, MR. A DEB,MR. B ISLAM

Advocate for the Respondent : GA, ASSAM, MS. A .TALUKDAR, (R-6),MR. J. HANDIQUE, (R-1 & 3), MS. B BHUYAN (SC, BTC),MR. B GOGOI (SC, FINANCE DEPTT.)

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 30/04/2025

Heard Mr. A.A.R. karim, learned counsel for the writ petitioners. Also heard Mrs. R.B. Bora, learned Standing Counsel, BTC, who submits that a batch of similar writ petitions wherein, the same issue is involved, are pending before this Court and, therefore, this matter be tagged along with WP(C) No. 2521/2019 and the batch of connected writ petitions.

Mr. J. Handique, learned Standing Counsel, Revenue and Disaster Management Department, Assam, is present on behalf of the respondent nos. 1 & 3 and Ms. S. Baruah, learned Government Advocate, Assam, is present on behalf of the respondent no. 6.

Since the prayer made by the learned Standing Counsel, BTC, has not been opposed, the same stands allowed.

Registry to do the needful for listing the matters together.

JUDGE

Comparing Assistant