

GAHC010062502026



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

Case No. : WP(C)/1917/2026

JITUL MEDHI
S/O SIDDHIRAM MEDHI, R/O VILL. KAKORIKOTA, P.O. 1, NO. BORGOIA,
P.S. GARMUR, DIST. MAJULI, ASSAM, PIN 785104

VERSUS

ASSAM FISHERIES DEVELOPMENT CORPORATION LTD AND 6 ORS
REPRESENTED BY ITS CHAIRMAN, VIP ROAD, CHACHAL, GUWAHATI
781036

2:THE MANAGING DIRECTOR
ASSAM FISHERIES DEVELOPMENT CORPORATION LTD. VIP ROAD
CHENNAI
GUWAHATI 781036

3:THE PROJECT MANAGER
MIDDLE AND UPPER ASSAM ZONE
ASSAM FISHERIES DEVELOPMENT CORPORATION LTD.

4:THE REGIONAL PROJECT ENGINEER
MIDDLE AND UPPER ASSAM ZONE
ASSAM FISHERIES DEVELOPMENT CORPORATION LTD.

5:THE DIST. COMMISSIONER
MAJULI
DIST. MAJULI
ASSAM.

6:THE ADDL. DEPUTY COMMISSIONER
MAJULI (FISHERY BRANCH)
DIST. MAJULI
ASSAM.

7:THE CIRCLE OFFICER

KAMALABARI REVENUE CIRCLE
DIST.MAJULI
ASSAM

Advocate for the Petitioner : MR H DAS, SHAHRUKH JAMAL,MS. S DUTTA

Advocate for the Respondent : SC, FISHERY, GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 02.04.2026

Heard Mr. H. Das, learned counsel for the petitioner; Mr. P. Sharma, learned Standing Counsel, AFDC for the respondent nos. 1 – 4; and Mr. K. Gogoi, learned Additional Senior Government Advocate, Assam for the respondent nos. 5 – 7.

2. It is the case of the petitioner that after a tender process, the petitioner has been settled with a fishery named Kakorikota Beel, District – Majuli [‘the Fishery’, for short] by an Order of Settlement dated 14.12.2022 for a period of 7 years w.e.f. 2022-2023 to 2028-2029 i.e. till 31.0.2029 at an annual settlement amount of Rs. 4,01,001/-. It is the case of the petitioner that the Fishery has been settled with the petitioner with a projection that the total area of the Fishery would be 70 hectares. After being handed over the possession of the Fishery, the petitioner could not run the Fishery due to non-demarcation of proper boundary of the Fishery. Further, there were obstacles at the ingress and egress points of the Fishery from Brahmaputra river which resulted in restriction of the flow of fishes from Brahmaputra river and consequently, resulting in lower production of fish. It is also the case of the petitioner that from a report of the

respondent no. 5, it is revealed that the area of the Fishery as per the land record is 25.73 Hectares, instead of 70 Hectares.

3. In view of such emerging facts and the obstructions at the ingress and egress points, the petitioner represented before the respondent AFDC authorities for reduction of the annual settlement amount as fixed by the Settlement Order dated 14.12.2022 and to remove the obstructions at the ingress and egress points of the Fishery. As the respondent authorities are found to have not paid any heed to the representation, the petitioner is before this Court with the instant writ petition seeking relief.

4. Issue notice, returnable on 20.05.2026.

5. As Mr. Sharma, learned Standing Counsel, AFDC has appeared and accepted notice on behalf of the respondent nos. 1 – 4; and Mr. Gogoi, learned Additional Senior Government Advocate, Assam has appeared and accepted notice on behalf of the respondent nos. 5 – 7, issuance of formal notice to the respondents is dispensed with. However, requisite nos. of extra copies of the writ petition along with annexures are to be furnished to Mr. Sharma and Mr. Gogoi within 3 [three] working days from today.

6. The respondents shall ensure that their counter affidavits are filed with the returnable date. The prayer for interim relief is kept open for consideration on the returnable date.

JUDGE

Comparing Assistant