

GAHC010063822018



2026:GAU-AS:2364

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

Case No. : WP(C)/2007/2018

RAMESH PROJA
S/O LATE MADAN PROJA, R/O BORGANG TEA ESTATE, BORGANG, DIST.
BISWANATH, ASSAM, PIN-784167

VERSUS

THE STATE OF ASSAM AND 2 ORS.
REPRESENTED BY THE CHIEF SECRETARY, GOVT. OF ASSAM, ASSAM
SECRETARIAT, DISPUR, GUWAHATI-781006

2:THE DEPUTY COMMISSIONER
BISWANATH
BISWANATH CHARIALI
ASSAM
784176

3:THE CIRCLE OFFICER
BISWANATH REVENUE CIRCLE
BISWANATH CHARIALI
ASSA

Advocate for the Petitioner : MS. D GHOSH, MS. N DEKA, MS. Y SHAIZA, MS. A MAHANTA

Advocate for the Respondent : GA, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

18.02.2026

1. Heard Ms. D. Ghosh, learned counsel for the petitioner. Also heard Mr. H. Sharma, learned Government Advocate, Assam representing the State respondents. This Court has also sought for assistance from Mr. R. Borpujari, learned Standing Counsel for the Revenue Department and accordingly, he has assisted this Court.
2. The petitioner alleges that on 22.02.2018, a team led by the officials from Biswanath Revenue Circle entered into the land which the petitioner is in possession; demolished a toilet; destroyed the tea crops cultivated by the petitioner over a plot of land measuring 3 Bighas, 2 Kathas and 13 Lessa covered by Dag No. 40 under Borgang Tea Estate Grant No. 184/329 of Behali Mouza.
3. It is his claim that the land in question has been under his possession over 40 years and the land revenue has been paid with respect to the said land on regular basis.
4. It is his allegation that such attempted eviction did not proceed as per law and without there being any notice or opportunity of hearing.
5. The respondents has taken a stand that the petitioner is occupying land under government grant and the land revenue paid is not land revenue but "bedokholi khajana" which cannot be upgraded to the status of payment of land revenue.
6. This Court under its order dated 09.04.2018, as an interim measure, protected the possession of the petitioner.
7. This writ petition was referred to Mediation in terms of Special Mediation Drive- Mediation 'For the Nation' under its order dated 16.07.2025.
8. The report on Mediation is also available on record.

9. From the Mediation report, what is seen is that the petitioner in the meantime, filed an application for settlement of the subject land under Mission Basundhara 2.0 and the said application was approved by the Sub Divisional Land Advisory Committee, Biswanath in its meeting held on 03.09.2025 and subsequently notice was issued for premium payment in favour of the petitioner.
10. The report further reveals that after receipt of such notice for payment of premium, the amount has also been paid through RTGS on 16.12.2025 and accordingly, the patta for the said plot of land will be issued to the applicant in due course of time.
11. Accordingly, the dispute was settled and such settlement was signed by the District Commissioner, Biswanath, the Circle Officer of Biswanath Revenue Circle and the petitioner.
12. In view of the aforesaid, this Court is of the opinion that no further adjudication is required in this present writ petition.
13. Accordingly, same stands closed.

JUDGE

Comparing Assistant