

GAHC010066802021



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

**Case No. : WP(C)/2701/2021**

SUROJ HEMBROM  
D/O- LT. PALU HEMBROM, W/O- SHRI PHILIMON BASKEY, R/O- VILL-  
HABRUBILL (GOSSAIGAON), P.O. AND P.S. GOSSAIGAON, MOUZA- NO.1  
RIPU, DIST.- KOKRAJHAR, BTR (ASSAM), PIN- 783360

VERSUS

THE STATE OF ASSAM AND 5 ORS  
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, LAND AND  
REVENUE DEPTT., DISPUR, GHY-06 (ASSAM)

2:THE DY. COMMISSIONER/COLLECTOR/DISTRICT MAGISTRATE  
KOKRAJHAR  
KOKRAJHAR  
DIST.- KOKRAJHAR  
BTR (ASSAM)  
PIN- 783370

3:THE ADDL. DY. COMMISSIONER (REVENUE)/ ADDL. COLECTOR/ ADDL.  
DISTRICT MAGISTRATE  
KOKRAJHAR  
KOKRAJHAR  
DIST.- KOKRAJHAR  
BTR (ASSAM)  
PIN- 783370

4:THE CIRCLE OFFICER  
GOSSAIGAON REVENUE CIRCLE  
GOSSAIGAON  
DIST.- KOKRAJHAR  
BTR (ASSAM)  
PIN- 783360

5:THE SUB-DIVISIONAL LAND ADVISORY COMMITTEE  
REP. BY THE CIRCLE OFFICER  
GOSSAIGAON REVENUE CIRCLE  
GOSSAIGAON  
DIST.- KOKRAJHAR  
BTR (ASSAM)  
PIN- 783360

6:THE SUPERINTENDENT OF POLICE  
KOKRAJHAR  
DIST.- KOKRAJHAR  
BTR (ASSAM)  
PIN- 78337

**Advocate for the Petitioner** : MR D C K HAZARIKA, MS J KALITA

**Advocate for the Respondent** : GA, ASSAM, SC, REVENUE

**BEFORE**  
**HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

**ORDER**

**11.09.2024**

The petitioner is aggrieved by a notice dated 09.01.2020 issued by the Circle Officer, Gossaigaon Revenue Circle whereby, the petitioner has been asked to vacate from the patta land and remove the growing crops.

The learned counsel on instruction submits that the respondent had no intention to evict the petitioner from their patta land. However, different Govt. lands were allotted to different institutions including Dr. B. R. Ambedkar Bhawan, Habrubil, Gossaigaon.

Accordingly, to handover the possession of the government land to the allottee, a notice was issued to the petitioner for demarcation of the land, however, for the obstruction created by the petitioner, the demarcation could not be executed.

In the aforesaid backdrop, this Court under its order dated 12.02.2024, made it clear that the pendency of the writ petition shall not preclude the respondent authorities to take steps as otherwise permissible under law.

The learned counsel for the petitioner seeks for an adjournment. Prayer stands allowed. However, it is reiterated that the respondent shall be at liberty to proceed with the demarcation as per law, however, subject to the condition that they shall not evict the petitioner from their patta land.

List this matter on 24.10.2024.

**JUDGE**

**Comparing Assistant**