

GAHC010068302019



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

Case No. : WP(C) 2147/2019

1: BHABESH BARUAH @ BHABESH CHANDRA BARUAH AND ANR.
S/O. LATE BIPIN BARUAH @ BIPIN CHANDRA BARUAH
R/O. VILL.- GOSAIPARA
AZARA
P.S.- AZARA
GUWAHATI- 781017
DIST.- KAMRUP(M)
ASSAM.

2: ACHYUT BARUAH @ BIPIN CHANDRA BARUAH
S/O. LATE BIPIN BARUAH @ BIPIN CHANDRA BARUAH
R/O. VILL.- GOSAIPARA
AZARA
P.S.- AZARA
GUWAHATI- 781017
DIST.- KAMRUP(M)
ASSAM.
VERSUS

1: THE STATE OF ASSAM AND 5 ORS.
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
REVENUE DEPTT.
DISPUR
GUWAHATI-781006
DIST.- KAMRUP(M)
ASSAM.

2: THE DEPUTY COMMISSIONER
KAMRUP(M)
GUWAHATI-781001
ASSAM.

3: THE CIRCLE OFFICER
AZARA REVENUE CIRCLE

DIST.- KAMRUP(M)
ASSAM.

4:KAMINI RONGPI
SON OF LATE CHNADRA MIKIR @ CHANDRADHAR RONGPE @ RONGPI
R/O. MIKIRPARA CHAKARDOI
P.S. AZARA
GUWAHATI-781017
DIST. KAMRUP(M)
ASSAM.

5:BABUL RONGPI
SON OF LATE KAMALESWAR RONGPI AND GRAND SON OF LATE
CHANDRA MIKIR @ CHANDRADHAR RONGPE @ RONGPI
R/O. MIKIRPARA CHAKARDOI
P.S. AZARA
GUWAHATI-781017
DIST. KAMRUP(M)
ASSAM.

6:RAKEN RONGPI
SON OF LATE DHIREN RONGPI AND GRAND SON OF LATE CHANDRA
MIKIR @ CHANDRADHAR RONGPE @ RONGPI
R/O. MIKIRPARA CHAKARDOI
P.S. AZARA
GUWAHATI-781017
DIST. KAMRUP(M)
ASSAM.

Advocate for the Petitioner : MR. R SARMA
Advocate for the Respondent : GA
ASSAM

BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO

ORDER

Date : 10-02-2020

Heard Mr. R. Sarma, learned counsel for the petitioners. Also heard MR. B. J. Talukdar,

learned standing counsel for respondent No. 1 (Revenue and Disaster Management) and Ms. M. Bhattacharya, learned State Counsel for the respondent Nos. 2 and 3.

Although, Mr. R. Sarma, learned counsel submits that in view of the pending representation of the respondent No. 4, writ petition can be disposed of directing the authorities to consider the same in accordance with law. But Ms. M. Bhattacharya, learned State counsel submits that since she has received the para-wise comments and there appears to be some dispute with regard to claim for ownership of respondent No. 4 from whom the petitioner had purchased the land, she may be given at least 10 days time to file affidavit-in-opposition.

Considering the prayer, list this case again on 26.02.2020.

Respondent may file affidavit in the meantime.

JUDGE

Comparing Assistant