

GAHC010069162026



2026:GAU-AS:4875-DB

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

Case No. : WA/99/2026

1: ABDUL KHALEK AND 67 ORS
S/O ABDUL BAREK, A RESIDENT OF VILL- NO. 2 NEGHERIBILL, P.O.-
MERAPANI, P.S- MERAPANI, DIST.- GOLAGHAT, ASSAM

2: ABDUL HASEN
S/O LT. ABDUL SALAM A RESIDENT OF VILL -NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

3: ABDUL MOTLIB
S/O LT. ABDUL SALAM A RESIDENT OF VILL -NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

4: SAMSUL ALI
S/O SAHABUDDIN A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

5: ABUL HUSSAIN
S/O SAMSUL ALI A RESIDENT OF VILL -NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

6: ABDUL ROHIM
S/O NEGBOR ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

7: NABI HUSSAIN
S/O LT. AMJED ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

8: JOYNUDDIN
S/O LT. SARMAMUD A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

9: JOYNAL ABEDIN
S/O- LT. JABDUL SEKH A RESIDENT OF VILL -NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

10: ABDUL HAMID

S/O LT. AHMOD ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

11: MIRU HUSSAIN

S/O LT. AMJAT ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

12: NURUL ISLAM

S/O LT. AHMAD ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

13: ABDUL MOTLIB

S/O LT. SAHAMAT ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

14: ABDUL SATTAR

S/O SAHAMAT ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

15: MOJIBUR RAHMAN

S/O LATE SAMAD ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

16: HOBIBUR RAHMAN

S/O LATE SAMAD ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

17: AJIBUR RAHMAN

S/O LATE SAMAD ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S-MERAPANI DIST.- GOLAGHAT ASSAM

18: SAHAD ALI

S/O ISMAIL ALI @ ISMAILE A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

19: ABDUL KADIR

S/O SABED A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

20: JAHAD ALI

S/O ISMAIL ALI @ ISMAMILE A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

21: YAKUB ALI

S/O ABDUL JABBER A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

22: ABDUL RAJAK

S/O AMJAT ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

23: YUSUF ALI

S/O LATE LUKMAN ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

24: ALLAL UDDIN

S/O ABDUL ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

25: ABDUL MAJID

S/O LT. ALIMUDDIN MAJID A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

26: RAHIM UDDIN

S/O LT. AMJAT ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

27: AMIR HUSSAIN

S/O LT. MOHAJAN HUSSAIN A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

28: SAMAR UDDIN AHMED

S/O JAYNAL ABEDIN A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

29: ROFIZ UDDIN

S/O LT. MIRAJ ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

30: MUSTAFA ALI

S/O LT. SULEMAN ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

31: ABUL BASAR

S/O LT. SAFIQUK ISLAM A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

32: RAFIQUK ISLAM

S/O LT. IDRISH ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

33: ABUSAMA ALI

S/O LT. RUSTAM ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

34: ANARUL HUSSAIN

S/O LT. MOJIBUR RAHMAN A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

35: ABDUL SALAM

S/O LT. AMCHAR ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

36: ABDUL KADIR

S/O AHMAD ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

37: MAINUL HAQUE

S/O LATE ILAHI BAKHS A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

38: ISRAFIL ALI

S/O LT. JALAL UDDIN A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

39: ABDUL JALIL

S/O IBRAHIM ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

40: ABDUL JABBER

S/O LT. MEJACHIN SHEIKH A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

41: HASEN KAZI

S/O LT. PACHAN ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

42: IKRAJUL HAQUE

S/O LT. OMAR KAJI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

43: HABIBUR RAHMAN

S/O LATE CHAMAR ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

44: FURKAN ALI

S/O KAJIMUDDIN ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

45: MAJIBUR RAHMAN

S/O LT. CHAMAR ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

46: NUR HUSSAIN

S/O OCHAMAN ALI @ OSMAN ALI A RESIDENT OF VILL- NO. 2
NEGHERIBILL P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

47: ABBACH ALI @ ABBAS ALI

S/O LT. HACHEN ALI @ HASEN ALI A RESIDENT OF VILL- NO. 2
NEGHERIBILL P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

48: ABDUL JABBER

S/O JOYNAL ABEDIN A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

49: ABDUL BAREK

S/O LT. JUBED ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

50: RAHAM ALI

S/O LT. AMCHAR ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

51: YUSUF ALI

S/O LT. NEKABAR ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

52: MAMUD ALI

S/O LT. ISMAIL ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

53: FAKR UDDIN

S/O LATE JAHUR UDDIN A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

54: MAINUL HAQUE

S/O SAIDUR RAHMAN A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

55: ABDUL ALI

S/O SAHAB UDDIN A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

56: SAIDUL RAHMAN

S/O LATE HUSSAIN ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL
P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

57: AJAN ALI

S/O JAYMAT ALI A RESIDENT OF VILL- NO. 2 NEGHERIBILL

P.O.- MERAPANI P.S- MERAPANI DIST.- GOLAGHAT ASSAM

58: ABDUS SALAM
S/O ABDUL HAMID
VILL- GELAJAN DIST- GOLAGHAT ASSAM.

59: FAIJUL HOQUE
S/O JALAL UDDIN
VILL- GELAJAN DIST- GOLAGHAT ASSAM.

60: JAKIR HUSSAIN
S/O KARI ISMAIL
VILL- GELAJAN DIST- GOLAGHAT ASSAM.

61: HARIS ALI
S/O CHAMAR @ SAMAR ALI
VILL- GELAJAN DIST- GOLAGHAT ASSAM.

62: SAMSUL HAQUE
S/O ROMJAN ALI
VILL- GELAJAN DIST- GOLAGHAT ASSAM.

63: KAPIL UDDIN
S/O CHABU SHAIKH VILL- GELAJAN DIST- GOLAGHAT ASSAM.

64: ABUL HACHIM
S/O HABIJ UDDIN VILL- GELAJAN DIST- GOLAGHAT ASSAM.

65: ABUL HUSSAIN
S/O MOIJUDDIN VILL- RAJAPUKHURI DIST- GOLAGHAT ASSAM

66: AHMED ALI
S/O UMED ALI VILL- GELAJAN DIST- GOLAGHAT ASSAM.

67: JAFAR ALI
S/O MAJIT ULLAH VILL- GELAJAN DIST- GOLAGHAT ASSAM.

68: ABDUL MALIK
S/O PIJARU MALIK VILL- GELAJAN DIST- GOLAGHAT ASSAM

VERSUS

1: THE STATE OF ASSAM AND 10 ORS. TO BE REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF ASSAM, JANATA BHAWAN (ASSAM SECRETARIAT COMPLEX), DISPUR, GUWAHATI- 781006

2:SPECIAL CHIEF SECRETARY TO THE GOVERNMENT OF ASSAM
ENVIRONMENT AND FORESTS DEPARTMENT JANATA BHAWAN (ASSAM

SECRETARIAT COMPLEX) DISPUR GUWAHATI- 781006

3:COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPARTMENT JANATA
BHAWAN (ASSAM SECRETARIAT COMPLEX) DISPUR GUWAHATI- 781006

4:PRINCIPAL CHIEF CONSERVATOR OF FORESTS AND HEAD OF FOREST
FORCE AND WILDLIFE O/O THE PCCF AND HOFF ASSAM ARANYA
BHAWAN PANJABARI GUWAHATI- 781037

5:DIVISIONAL FOREST OFFICER
GOLAGHAT DIVISION GOLAGHAT ASSAM

6:DISTRICT COMMISSIONER GOLAGHAT ASSAM

7:SUPERINTENDENT OF POLICE GOLAGHAT ASSAM

8:CIRCLE OFFICER SARUPATHAR REVENUE CIRCLE GOLAGHAT ASSAM.

9:CIRCLE OFFICER GOLAGHAT REVENUE CIRCLE GOLAGHAT ASSAM

10:OFFICER IN CHARGE URIAMGHAT POLICE STATION GOLAGHAT
ASSAM.

11:OFFICER IN CHARGE MERAPANI POLICE STATION GOLAGHAT ASSAM

For the Appellant(s)	: Mr. A.R. Bhuyan, Advocate.
For the Respondent(s)	: Mr. P.N. Goswami, Additional Advocate General, Assam for respondent Nos.1, 2, 4 & 5.
	: Ms. N. Bordoloi, Standing Counsel, Revenue & Disaster Management Department for respondent No.3.
	: Mrs. S. Sarma, Junior Government Advocate, Assam for respondent Nos.6, 7, 8, 9, 10 & 11.

- B E F O R E -

HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR

HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

02.04.2026

(Ashutosh Kumar, CJ)

The appellants before the learned Single Judge had prayed for revisiting the decision of the authorities to evict them from the so called

forest land and had also sought for an *interim* protection, which was refused by the learned Single Judge.

Mr. P.N. Goswami, learned Additional Advocate General, Assam submits that before the learned Single Judge, it was undertaken on behalf of the State that the writ petition shall be replied and till the elections, no eviction would take place.

The learned Single Judge, after refusing the *interim* prayer, directed the matter to be listed on 07.04.2026.

Mr. Goswami submits that before that date, the affidavit on behalf of the State shall be filed.

In view of such clear statement made by Mr. Goswami, learned Additional Advocate General, Assam that no eviction shall take place till the elections on 09.04.2026 and the learned Single Judge having fixed the writ petition on 07.04.2026 for hearing, we do not find any necessity of even looking at the facts of the case for questioning the correctness of the order refusing the *interim* prayer.

With the above observation, the writ appeal stands closed.

JUDGE

CHIEF JUSTICE

Comparing Assistant