

GAHC010087612026



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

**Case No. : WP(C)/2400/2026**

MAKADDAS ALI ALIAS MAKADDACH ALI AND OTHRS  
S/O- ANI MIYA

2: ABDUL JALIL  
S/O SAMED ALI

3: ALI RAJA  
S/O RASID ALI

4: BABUL HUSSAIN  
S/O MANTAJ ALI

5: ABDUL AJIM  
S/O AMIN ALI

6: ZAKIR HUSSAIN  
S/O MANTAJ ALI

7: ABDUL KALAM  
S/O NOOR UDDIN

8: RAHIM UDDIN  
S/O ABDUL JALIL

9: ABDUL JALIL  
S/O ATBAR RAHMAN

10: AZIZUR RAHMAN  
S/O ABDUL GAFUR

11: KAMAL UDDIN  
S/O ABDUR RAHMAN

12: MICHIR ALI

S/O FAYAJ ALI

13: MUJIBUR RAHMAN  
S/O ABDUL GOFUR

14: SAMSUN NESSA  
W/O AMIR UDDIN

15: FAKKI BIBI  
W/O KASEM ALI

16: BAHAR UDDIN  
S/O ASMAN ALI

17: ABDUL KADIR  
S/O ATABUR RAHMAN

18: MAYNUL HOQUE  
C/O MAKADDAS ALI

19: ABDUL NOOR  
S/O ATABUR RAHMAN

20: ABDUL MOTIN  
S/O ABDUL JABBAR

21: SAYAR ALI  
S/O AMIR ALI

22: NASIR UDDIN  
S/O JALAL UDDIN

23: SAMSUL HAQUE  
S/O IDRIS ALI

24: ABDUL KARIM  
S/O MOIN UDDIN

25: ROIS ALI  
S/O FAYAJ ALI

26: SHWARIF UDDIN  
S/O ABDUL HAQUE

27: FAKHRUL ISLAM  
S/O FAKI MIYAN

28: RAJAB ALI

S/O ABDUL MANNAN

29: AZIZUL HAQUE  
S/O ABDUL KHALIK

30: NEJAM UDDIN  
S/O ABDUL HAMID

31: SHORIF UDDIN  
S/O ABDUL LATIF

32: SOIDUR RAHMAN  
S/O IDRIS ALI

33: SURUJ ALI  
S/O MUJOI MIYA

34: ABDUL WAHID  
S/O HARUN RASHID

35: AKLAS UDDIN  
S/O ABDUR RAHMAN

36: ISLAM UDDIN  
S/O JAMIR ALI

37: ABDUL ALI  
S/O MUJAMIL ALI

38: ABDUL KARIM  
S/O JUBAID ALI

40: NAZRUL ISLAM  
S/O ABDUR RAHMAN

41: ASAB UDDIN  
S/O ABDUL HAQUE

43: SAFIQR RAHMAN  
S/O TABARAK ALI

44: IJAJAD ALI  
S/O MEKHAI MIYAN

45: ABDUL HANNAN  
S/O OMAR ALI

46: AMIR UDDIN

S/O ABDUL HAQUE

47: YUSUB ALI  
S/O TAYAB ALI

48: ISLAM UDDIN  
S/O ABDUL NOOR

49: USMAN ALI  
S/O IJJAD ALI

50: BABUL HUSSAIN  
S/O ABDUL KADIR

51: AJIJUR RAHMAN  
S/O ABDUL KALAM

52: ABDUL JABBAR  
S/O MASHAID ALI

53: AINUL HAQUE  
S/O IDRIS ALI

54: FULJAN BIBI  
W/O ATABUR RAHMAN

55: AYAS ALI  
S/O ABDUL HAQUE

56: ABDUL KALAM  
S/O ABDUL WAHID

57: ABDUL KALAM  
S/O SIDDIQUE ALI

58: MUBARAK ALI  
S/O AYUB ALI

59: PIYARUN NESSA  
W/O HANIF ALI

60: AYARUN NESSA  
W/O HUSSAIN AHMED

61: AKADDAS ALI  
S/O ANI MIYAN

62: AYBUR RAHMAN

S/O ABDUL ALI

63: SHARIF UDDIN  
S/O ABDUL HASIM

65: FARIZ UDDIN  
S/O ASMAN ALI

66: FATIMA BEGUM  
W/O BASIR UDDIN

68: FARIJ UDDIN  
S/O TABARAK ALI

69: KUTIL AHMED  
S/O SIDDIQUE ALI

70: ABDUL MATIN  
S/O TABARAK ALI

71: KULSUMA BEGUM  
W/O WATIR ALI

72: JALAL UDDIN  
S/O MONUHAR ALI

73: EAKARAM HUSSAIN  
S/O ABDUL SHUKKUR

74: ATIM ALI  
S/O MUDRIS ALI

75: FAIJUL HAQUE  
S/O ABDUL SUKUR

76: ABDUL HASIM  
S/O ABDUL MAJID

77: JIAUL HAQUE  
S/O ABDUL SUKUR

78: EAKALACH UDDIN  
S/O ABDUL HASIB

79: SIRAJ UDDIN  
S/O YAKUB ALI

80: FARUL AHMED

S/O JIYABUR RAHMAN

81: ABDUR RAHMAN  
S/O IRMAN ALI

82: LUTFUR RAHMAN  
S/O AKRAM ALI

83: ABADUR RAHMAN  
S/O LUTFUR RAHMAN

84: ABDUL MANIK  
S/O INTAJ ALI

85: MOINUL HAQUE  
S/O ABDUL SUKUR

86: NAZRUL ISLAM  
S/O LUTFUR RAHMAN

87: BIBI AYSHA BEGUM  
W/O RAKIB SHIKH

88: JALAL UDDIN  
S/O ANJAD ALI

89: KHAIRUL ISLAM  
S/O FAKKI MIYAN

90: ABDUR RAHIM  
S/O TAJMUL ALI

91: FOKRUL ISLAM  
S/O AZIR UDDIN

92: JIYABUR RAHMAN  
S/O JALAL UDDIN

93: SAIF UDDIN  
S/O ALA UDDIN

94: MOIN UDDIN  
S/O HABIB ALI

96: FOKAR UDDIN LASKAR  
S/O RIAZ UDDIN LASKAR

97: MD HABIB ALI

S/O MD. IZZAD ALI

98: MOIN UDDIN  
S/O ABDUL SUKUR

99: ABDUL HASIM  
S/O JUBAID ALI

100: KALA RAJA  
S/O RASHID ALI

101: ABDUL KARIM  
S/O ALIM UDDIN

102: ISHAK ALI  
S/O ABDUR RAHMAN

103: ALIM UDDIN MAJUMDAR  
S/O EANAJAT ULLAH MAJUMDAR ALL ARE RESIDENTS OF VILL- UDMARI  
P.S- DOBOKA  
SUB- DIVISION- HOJAI  
DIST- HOJAI  
ASSAM  
PIN- 782440

VERSUS

THE STATE OF ASSAM AND OTHERS  
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF  
ASSAM, JANATA BHAWAN, DISPUR, GUWAHATI- 781006

2: ADDITIONAL SECRETARY  
NATIONAL DISASTER MANAGEMENT AUTHORITY  
MINISTRY OF HOME AFFAIRS  
GOVT. OF INDIA  
NMDA BHAWAN  
A-1 SAFDERJUNG ENCLAVE  
NEW DELHI-110029.

3: COMMISSIONER AND SECRETARY  
REVENUE AND DISASTER MANAGEMENT DEPARTMENT  
GOVT. OF ASSAM  
JANATA BHAWAN  
DISPUR  
GUWAHATI-781006

4: THE DISTRICT COMMISSIONER  
HOJAI

SANKARDEV NAGAR  
HOJAI  
ASSAM  
PIN-782442.

5:THE CIRCLE OFFICER  
DOBOKA REVENUE CIRCLE  
DOBOKA TOWN  
ASSAM 782440

6:DIVISIONAL FOREST OFFICER  
SOUTH NAGOAN FOREST DIVISION  
PACHIM DHANIRAM PATHER  
ASSAM 782436.

7:PRINCIPAL SECRETARY  
HEALTH AND FAMILY WELFARE  
HENGERABARI  
DISPUR  
GUWAHATI-6.

8:JOINT DIRECTOR OF HEALTH SERVICES  
HOJAI  
PAM GAON  
ASSAM 782442

9:THE DIRECTORATE OF ELEMENTARY EDUCATION  
KAHILIPARA MAIN RD  
MULA GABHARU PATH  
KAHILIPARA  
GUWAHATI  
ASSAM 781019.

10:DIRECTORATE OF FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
ASSAM  
GS RD  
OPP. BIG BAZAR  
BHANGAGARH  
GUWAHATI  
ASSAM 781032.

11:SPECIAL CHIEF SECRETARY TO THE GOVT OF ASSAM  
PUBLIC HEALTH ENGINEERING  
WATER RESOURCES

GOVT. OF ASSAM  
SECRETARIAT

DISPUR  
GUWAHATI 781006

12:FLOOD AND RIVER EROSION MANAGEMENT AGENCY  
4TH FLOOR  
ASSAM WATER CENTRE  
CHARIALI  
CHARALI  
BASISTHA  
GUWAHATI  
ASSAM 78102

**Advocate for the Petitioner** : MR. M H ALI, MR. A R DAS,MR. S M MUNIR,MR. Z KHALID

**Advocate for the Respondent** : GA, ASSAM, MR. S S ROY(C.G.C.)R2,DY.S.G.I.,SC, ELEM.  
EDU,SC, P H E,SC, FOREST,SC, HEALTH,SC, REVENUE

**BEFORE**  
**HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

**ORDER**

**Date : 20.05.2026**

Heard Mr. Z. Khalid, learned counsel for the petitioners; Mr. H.K. Hazarika, learned Junior Government Advocate, Assam for the respondent nos. 1, 4, 5, 10 & 12; Mr. S.S. Roy, learned Central Government Counsel [CGC] for the respondent no. 2; Mr. R. Borpujari, learned Standing Counsel, Revenue and Disaster Management Department for the respondent no. 3; Mr. R.R. Gogoi, learned Standing Counsel, Forest Department & PHE for the respondent nos. 6 & 11; Mr. B. Gogoi, learned Standing Counsel, Health & Family Welfare Department for the respondent nos. 7 & 8; and Ms. B. Deka, learned counsel on behalf of Mr. G. Pegu, learned Standing Counsel, Elementary Education Department for the respondent no. 9.

2. Mr. Khalid, learned counsel for the petitioners has submitted that an additional affidavit has been filed in deference to the Order dated 11.05.2026.

3. The learned counsel for the respondents have submitted that they need time to obtain instructions as regards extension of facilities as indicated in the Order dated 11.05.2026 as well as in the direction made in paragraph 16 of the Order dated 18.02.2026 passed in the writ petition, W.P.[C] no. 888/2026, a copy of which has been annexed to the writ petition as Annexure-5.
4. Let notice be issued. The notice is made returnable on 12.06.2026.
5. As all the respondents are represented by their respective counsel, issuance of formal notices 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. Hazarika, Mr. Roy, Mr. Borpujari, Mr. R.R. Gogoi, Mr. B. Gogoi and Ms. Deka within 2 [two] working days from today.
6. The respondent authorities shall obtain the necessary instructions and file their responses on or before the returnable date.
7. The prayer for interim relief is to be considered on the returnable date.

**JUDGE**

**Comparing Assistant**