

GAHC010095932023



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

Case No. : WP(C)/2577/2023

AINUL HOQUE AND 20 ORS
S/O- ALTAF UDDIN,
VILLAGE- SAGUNBAHI,
P.O. AND P.S.- MOIRABARI,
DISTRICT- MORIGAON, ASSAM.
AWAS PLUS ID NO. 149344459

2: AJIJUR RAHMAN
S/O- ABDUL KUDDUS

VILL- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 131039793.

3: AMBIA KHATUN
W/O- MOFIDUL ISLAM

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO.128473912.

4: ASHADUL ISLAM
S/O- NUR MAHAMMED

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO.128473912

5: ASKAR UDDIN
S/O- LT. IDRIS ALI
VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO.131039728

6: ASMA KHATUN
W/O- AZAD ALI

VILL.- SAGUNBARI

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO.151047257

7: BADRUL ISLAM
S/O- AHMED ALI

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 128256008.

8: DILDAR HUSSAIN
S/O- JUBED ALI

VILL.- SAGUNBARI

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 148998231

9: FAKAR UDDIN
S/O- ABDUL MALEK

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 128434920

10: IBRAHIM ALI
S/O- ABDUL SALAM

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 128254689

11: JAYEDA KHATUN
W/O- AMSER ALI

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 130775548

12: MAINUL HOQUE
S/O- ABDUL JABBAR

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 128453974

13: MONJUL ISLAM
S/O- RAMJAN ALI

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON

ASSAM.

AWAS PLUS ID NO. 146805763

14: NAZIM UDDIN

S/O- JUBED ALI

VILL.- SAGUNBARI

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON

ASSAM.

AWAS PLUS ID NO. 148998291

15: ROHIMA KHATUN

S/O- A. KASEM

VILL.- SAGUNBARI

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON

ASSAM.

AWAS PLUS ID NO. 151034932

16: RAIHAN UDDIN

S/O- SARAFAT ALI

VILL.- SAGUNBARI

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON

ASSAM.

AWAS PLUS ID NO. 149267754

17: RASHIDA KHATUN

S/O- INNAS ALI

VILL.- SAGUNBARI

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 151047665

18: ROSHIDUL ISLAM
S/O- A. KALAM

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 151449782

19: RUHUL AMIN
S/O- ABDUR RAHMAN

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 1310239994

20: SAMSUL ISLAM
S/O- ABDUL JABBAR
VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 128436152

21: WAHIDUZZAMAN
S/O- ROFIQUL ZAMAN

VILL.- HATIMURIA

P.O. AND P.S.- MOIRABARI

DISTRICT- MORIGAON
ASSAM.
AWAS PLUS ID NO. 145679619

VERSUS

THE STATE OF ASSAM AND 7 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM,
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT,
DISPUR, GUWAHATI- 781006.

2:THE COMMISSIONER
PANCHAYAT AND R.D. DEPARTMENT
JURIPAR
PANJABARI
GUWAHATI-37.

3:THE DEPUTY COMMISSIONER
MORIGAON
DISTRICT - MORIGAON
ASSAM
PIN-

4:THE PROJECT DIRECTOR
DRDA
MORIGAON
DISTRICT- MORIGAON
ASSAM
PIN-

5:THE CHIEF EXECUTIVE OFFICER
MORIGAON ZILLA PARISHAD
MORIGAON
DISTRICT- MORIGAON

ASSAM.

6:THE BLOCK DEVELOPMENT OFFICER
MOIRABARI DEVELOPMENT BLOCK
MOIRABARI
DISTRICT- MORIGAON

ASSAM
PIN-

7:THE PRESIDENT
HATIMURIA GAON PANCHAYAT
HATIMURIA
P.O.- MOIRABARI

P.S.- MOIRABARI
DISTRICT- MORIGAON

ASSAM
PIN-

8:THE SECRETARY
HATIMURIA GAON PANCHAYAT
HATIMURIA
P.O.- MOIRABARI

P.S.- MOIRABARI
DISTRICT- MORIGAON

ASSAM
PIN-

9:THE MINISTRY OF RURAL DEVELOPMENT
GOVERNMENT OF INDIA

REPRESENTED BY THE SECRETARY
NEW DELH

For the Petitioner(s) : Mr. J. Ahmed, Advocate

For the Respondent(s) : Mr. R. K. D. Choudhury, Sr. Advocate
Ms. N. Borah, SC, P&RD Deptt.

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
O R D E R

07.09.2026

Ms. N. Borah, the learned Standing Counsel appearing on behalf of the P&RD Department submitted that out of the 21 Petitioners, 13 Petitioners are eligible which have been enlisted as Annexure-1 to the instructions provided to the learned

Standing Counsel and 8 Petitioners are not eligible.

2. It is the opinion of this Court that the said instructions be brought on record by filing an affidavit so that the Petitioners are in a position to rebut to such allegations.
3. The instructions so placed is kept on record and marked with the letter "X".
4. The affidavit be filed on or before 30.09.2026 with advance copy to Mr. J. Ahmed, the learned counsel for the Petitioners.
5. List the matter on 09.10.2026.
6. The Petitioners are granted liberty to file reply thereagainst.

JUDGE

Comparing Assistant