

GAHC010099222026



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

Case No. : WP(C)/2819/2026

FAJALUR RAHMAN
S/O LATE TAHER ALI KHA, RESIDENT OF VILL.-HASILA BEEL , P.S.-
GOALPARA, PIN-783101, DISTRICT - GOALPARA, ASSAM.

VERSUS

THE STATE OF ASSAM AND OTHERS
REPRESENTED BY THE CHIEF SECRETARY, GOVERNMENT OF ASSAM,
DISPUR, GUWAHATI-06, ASSAM.

2:THE COMMISSIONER AND SECRETARY
REVENUE AND DISASTER MANAGEMENT DEPARTMENT
GOVERNMENT OF ASSAM
DISPUR GUWAHATI-6 ASSAM

3:PRINCIPAL SECRETARY
HEALTH FAMILY WELFARE
HENDERABARI DISPUR GUWAHATI-6 ASSAM.

4:THE DISTRICT COMMISSIONER
GOALPARA
BALADMARI
PIN783101 ASSAM.

5:THE SUPERINTENDENT OF POLICE
GOALPARA BAPUJI NAGAR
GOALPARA
ASSAM 783101.

6:JOINT DIRECTOR OF HEALTH SERVICES
GOALPARA NAYAPARA
WARD NO-5
PIN783101 ASSAM

Advocate for the Petitioner : MR. M H ALI, FARHIN FARID,MR. M H ALI,MR. S M MUNIR,ARIF KHAN,B BASUMATARY,MR. Z KHALID

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

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

Date : 01.06.2026

Heard Mr. Z. Khalid, learned counsel for the petitioner.

This petition is instituted, essentially seeking compensation for the death of petitioner's father, Late Taher Ali Khan, who alleged to have died on 13.01.2026, as a result of inhuman conditions on account of an illegal eviction drive on 16.06.2025.

It is the contention of the petitioner that they are the permanent resident of Bhalukdubi, Hasila Beel in Goalpara District, Assam, residing therein for more than 50 years. On 16.06.2025, the respondent authorities initiated a large-scale eviction drive in Bhalukdubi, Hasila Beel area illegally and evicted the families residing therein including the family of the petitioner in violation of the guidelines laid down by the Hon'ble Apex Court. There were no arrangements for rehabilitation, resettlement or temporary shelter. The family of the petitioner, including his father were forced to take shelter in the open area of Bhalukdubi, Hasila Beel along with other evicted families without safe drinking water, adequate food, sanitation or medical facilities. Due to sever inhuman living conditions in the makeshift relief camp, the father of the petitioner unfortunately expired.

Issue notice, returnable by four weeks.

As Mr. D. P. Borah, learned Standing Counsel appears for the Health and Family Welfare Department, Ms. M. Barman, learned counsel appears for the respondent Nos. 1, 4 & 5 and Mr. A. Bhattacharyya, learned counsel appears for the respondent No. 2, no formal notice is required to be issued to the said respondents. However, extra copies be served to the said respondents.

List this matter after **4(four) weeks** along with WP(C) 888/2026.

JUDGE

Comparing Assistant