

GAHC010101632023



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

**Case No. : WP(C)/3025/2023**

SMT. INDRA BASUMATARY AND 24 ORS.  
D/O- LT. GOPINATH BASUMATARY,  
VILL- TILAPARA,  
P.O. - BANGALDOBA,  
P.S. - BASUGAON, DIST.- CHIRANG, ASSAM

2: BIREN NARZARY  
S/O- LT. UDA NARZARY

VILL- TATTARA

P.O. - KASHIKOTRA

P.S. - SIDLI  
DIST.- CHIRANG  
ASSAM

3: BIMAL BASUMATARY  
S/O- LT. SABARAM BASUMATARY

VILL- PURBA SHAYMTHAIBARI

P.O. - GURUBHASA

P.S. - SIDLI  
DIST.- CHIRANG  
ASSAM

4: BUDISWAR BASUMATARY  
S/O- LT. DEBEN BASUMATARY

VILL- PURBA SHAYMTHAIBARI

P.O. - GURUBHASA

P.S. - BASUGAON  
DIST.- CHIRANG  
ASSAM

5: ANSUMA BASUMATARY  
S/O- LT. KAGEN BASUMATARY  
VILL- PURBA SHAYMTHAIBARI

P.O. - GURUBHASA

P.S. - BASUGAON  
DIST.- CHIRANG  
ASSAM

6: SUBHASH BASUMATARY  
S/O - LATE SUKUR SINGH BASUMATARY

VILL- PURBA SHAYMTHAIBARI

P.O. - GURUBHASA

P.S. - BASUGAON  
DIST.- CHIRANG  
ASSAM

7: DUMBRU BASUMATARY  
S/O - LATE JANGYA BASUMATARY

VILL- PURBA SHAYMTHAIBARI

P.O. - GURUBHASA

P.S. - BASUGAON  
DIST.- CHIRANG  
ASSAM

8: PRAKASH BASUMATARY  
LEGAL HEIR OF LT. PRADIP BASUMATARY

S/O - LATE SAITOBAN BASUMATARY

VILL- HOLTU GAON TINIALI

P.O. - TINIALI

P.S. - KOKRAJHAR  
DIST.- KOKRAJHAR

ASSAM

9: RANJIT BASUMATARY  
S/O - LATE DANSING BASUMATARY

VILL- KOSUGAON

P.O. - KOSUGAON

P.S. - KOSUGAON  
DIST.- KOKRAJHAR  
ASSAM

10: AJIT BASUMATARY  
S/O - LATE GENDESWAR BASUMATARY

VILL- NIMAGAON (DEULGURI)

P.O. - RANCHAIDHAM

P.S. - BASUGAON  
DIST.- CHIRANG  
ASSAM

11: PROMOD BASUMATARY  
S/O- SURGA BASUMATARY

VILL- GHOKPARA

P.O. - CHAMPABATI BAZAR

P.S. - SIDLI  
DIST.- CHIRANG  
ASSAM

12: ANEN BASUMATARY  
S/O- LT. RABIRAM BASUMATARY

VILL- MULABARI

P.O. - KARIGAON

P.S. AND DIST.- KOKRAJHAR  
ASSAM

13: BIJEN BASUMATARY  
S/O - LT. GOIYA BASUMATARY

VILL- AND P.O. - SANTIPUR

P.S. RUNIKATA  
DIST. CHIRANG  
ASSAM

14: JATIN BASUMATARY  
S/O - LT. MOTILAL BASUMATARY

VILL- BENGTOLE DHOLAPARA

P.O. - BENGTOLE

P.S. RUNIKHATA

DIST.- CHIRANG  
ASSAM

15: SOMENDRA BASUMATARY  
S/O - LT. MOTILAL BASUMATARY

VILL- BENGTOLE DHOLAPARA

P.O. - BENGTOLE

P.S. RUNIKHATA

DIST.- CHIRANG  
ASSAM

16: TANGGWANA BASUMATARY  
S/O - LT. GUDAM BASUMATARY

VILL- GHOP PARA

P.O. - CHAMPABOTI BAZAR

P.S. SIDLI

DIST.- CHIRANG  
ASSAM

17: DHAJEN BORO  
S/O- LT. BISHNU BORO

VILL- CHAMPA BALABARI  
P.O. - CHAMPA

P.S. - SIDLI  
DIST.- CHIRANG  
ASSAM

18: NAGA BASUMATARY  
S/O- LT. LT. RAMESWAR BASUMATARY

VILL- BIJNI  
P.O. - BIJNI

P.S. - BIJNI  
DIST.- CHIRANG  
ASSAM

19: PAROHIT BASUMATARY  
S/O- LT. NAIYA RAM BASUMATARY

VILL- AMLAIGURI

P.O. - CHAMPA

P.S. - SIDLI  
DIST.- CHIRANG  
ASSAM

20: DINESH BASUMATARY  
S/O. LT. SIVSWORON BASUMATARY

VILL- LAORIPARA

P.O. GAUBHASA

P.S. SIDLI  
DIST. CHIRANG  
ASSAM

21: SWMBLA BASUMATARY  
S/O- LT. YATRA BASUMATARY  
VILL- MOZABARI

P.O. MOZABARI

P.S.- SIDLI  
DIST- CHIRANG  
(BTC)  
ASSAM

22: SMT. BISARI BASUMATARY

W/O- ANANDA BASUMATARY

VILL- GENDER GAON

P.O. SIDLI

P.S.- SIDLI  
DIST- CHIRANG  
(BTC)  
ASSAM

23: RABINDRA BASUMATARY  
S/O- LT. RUPNATH BASUMATARY  
VILL- UTTAR DEULGURI

P.O. RANCHAIDHAM

P.S.- SIDLI  
DIST- CHIRANG  
(BTC)  
ASSAM

24: MADHURAM BASUMATARY  
S/O- LT. RUPNATH BASUMATARY  
VILL- UTTAR DEULGURI

P.O. RANCHAIDHAM

P.S.- SIDLI  
DIST- CHIRANG (BTC)  
ASSAM

25: ATUL CH. BASUMATARY  
S/O- LT. BIDAM BASUMATARY  
VILL- EAST SHYMTHAIBARI

P.O. GARUBHASA

DIST- CHIRANG  
(BTC)  
ASSA

VERSUS

THE BODOLAND TERRITORIAL COUNCIL AND AND 56 ORS.  
REPRESENTED BY THE PRINCIPAL SECRETARY, BTC, P.O. AND DIST.  
KOKRAJHAR, PIN - 783370

2:THE SECRETARY  
BODOLAND TERRITORIAL COUNCIL  
LAND REVENUE AND DISASTER MANAGEMENT DEPARTMENT  
BTC  
BODOFA NWGWR  
KOKRAJHAR  
PIN - 783370

3:THE DEPUTY COMMISSIONER  
KAJOLGAON  
DISTRIC- CHIRANG  
(BTC) ASSAM

4:THE CIRCLE OFFICER  
SIDLI REVENUE CIRCLE  
SIDLI  
DISTRICT-CHIRANG  
(BTC)  
ASSAM

5:MD. ASMOD ALI DEUYAN  
S/O- LT. BANDESH ALI

6:MD. KASEM ALI DEUYAN  
S/O- LT. BANDESH ALI

7:MD. NUR ISLAM DEUYAN  
S/O- LT. SAHED ALI

8:MD. KODUSH ALI MIYA  
S/O- LT. RAMJAN ALI

9:MD. KASEM ALI MIYA  
S/O- LT. SANDU ALI MIYA

10:MD. ABDUL BAKKA MIYA  
S/O- KODUSH ALI MIYA

11:MD. EBRAHIM ALI MIYA  
S/O- LT. SAHED ALI

12:MD. MALEK ALI  
S/O- LT. BANDESH ALI

13:MD. AMZAD ALI  
S/O- LT. BANDESH ALI

14:MD. AJMAL HOK KONDOKAR

S/O- SOMED ALI KONDOKAR

15:MD. MOJIBAR KHAN  
S/O- MALEK KHAN

16:MD. JAMIR KHAN  
S/O- SAN KHAN

17:MD. SHIDIK ALI DEUYAN  
S/O- AKEL ALI

18:MD. HURMUJ ALI  
S/O- AKEL ALI

19:MD. DEUYAN NOUSHAD  
S/O- AKEL ALI

20:MD. SUKUR MAMUD DEUYAN  
S/O- FAJAR DEUYAN

21:MD. MANNAN ALI DEUYAN  
S/O LT. RAMEJUDDIN DEUYAN

22:MD. JAHEDUL ISLAM  
S/O LT. RAMEJUDDIN DEUYAN

23:MD. KITAP ALI MIYA  
S/O- LT. RAMJAN ALI MIYA

24:MD. MOHIRUDDIN  
S/O. LT. JOMEJUDDIN DEUYAN

25:MD.JAHIRUL DEUYAN  
S/O. LT. JEMEJUDDIN DEUYAN

26:MD. SUKUM UDDIN DEUYAN  
S/O. LT. JOMEJUDDIN DEUYAN

27:MD. SHAMAN UDDIN DEUYAN  
S/O- LT. SHIBAR UDDIN DEUYAN

28:MD. SATOR ALI DEUYAN  
S/O- SADEK ALI DEUYAN

29:MD. NOSHAT ALI DEUYAN  
S/O- LT. DIN ALI

30:MD. HORMUJ KHAN

S/O- LT. RUNGU KHAN

31:MD. JAJUM UDDIN  
S/O- SOHOR ALI

32:MD. NUROL ISLAM MIYA  
S/O- LT. SAHED ALI

33:MD. JAKIR HUSSAIN  
S/O- AMIN UDDIN

34:MD. AKTAR HUSSAIN  
S/O- LT. AMIN UDDIN

35:MD. SUMEJ UDDIN  
S/O- LT. SIBAR UDDIN

36:MD. AMJAD HUSSAIN KHAN  
S/O-LT. MIR MAHOMOD ALI KHAN

37:MD. SAMSUL ALOM KHAN  
S/O- LT. MIR MAHOMOD ALI KHAN

38:MD. MALEK KHAN  
S/O- RANGGO KHAN

39:MD. KAMAL UDDIN  
S/O- LT. RASHID ALI

40:MD. JAMALUDDIN MIYA  
S/O- LT. RASHID ALI

41:MD. DAL MAMUD MIYA  
S/O- LT. RASHID ALI

42:MD. MIR SHAHEB ALI MIYA  
S/O- LT. RASHID MIYA

43:MR. SAN MAUMAD  
S/O- LT. RASHID MIYA

44:MD. HAJET ALI MIYA  
S/O- HAJET ALI MIYA

45:MD. KARIM ALI  
S/O- HAJET ALI MIYA

46:MD. JOYAN ALI MIYA

S/O- GORI MANDAL MIYA

47:MD. ABDUL BAREK MIYA  
S/O- AHMOD ALI

48:MD. EUNUSH ALI KHAN  
S/O- LT. RANGGO KHAN

49:MD. ABDUL RAHMAN  
S/O- LT. RANGGO KHAN

50:MD. HASEN ALI ROHOMAN  
S/O- S/O- LT. RANGGO KHAN

51:MD. BHASN ALI DEUYAN  
S/O- HASEN ALI

52:MD. NABIBAR ALI DEUYAN  
S/O- BHASAN ALI

53:MD. HABIBAR ALI DEUYAN  
S/O- BHASAN ALI DEUYAN

54:MD. INAL MIYA DEUYAN  
S/O- LT. ABDUL AJIJ

55:MD. AJISH MIYA DEUYAN  
S/O- LT. ABDUL AJIJ

56:MD. JOYNAL ALI MIYA  
S/O- LT. GORI ALI MIYA

57:MD. JOYNUDDIN ALI MIYA  
S/O- LT. GORI MIYA.

ALL ARE THE RESIDENTS OF VILLAGE MOZABARI  
P.O. AND P.S. SIDLI  
DIST.- CHIRANG  
ASSAM PIN CODE - 78337

**Advocate for the Petitioner** : MR. R MAJUMDAR, MR A KALITA (P-1,2,10,12, 13,14,16,18,19,20, 21,22,23,24)),MR B C MUCHAHARY,MR R DHAR

**Advocate for the Respondent** : SC, BTC, MRS. S ROY (R9-11, 13-17, 19-43,45-48,51,53, 54,33,32,35),MS. B. HAZARIKA (R9-11, 13-17, 19-43,45-48,51,53, 54,33,32,35),MS. R CHOUDHURY (R9-11, 13-17, 19-43,45-48,51,53,54,33,32,35),GA, ASSAM

**BEFORE  
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS**

**ORDER**

**Date : 19.12.2025**

Case taken up before the Lawazima Court.

Learned counsel Ms. J. Das appears on behalf of Mr. R. Dhar, learned counsel for the petitioners. Heard.

Learned counsel Ms. Amreen Tapadar appears on behalf of Ms. R. Choudhury, learned counsel for the respondent Nos. 9 to 11, 13 to 17, 19 to 43, 32, 33, 35, 45 to 48, 51, 53 & 54. Heard.

Learned counsel Ms. B. Bhuyan appears on behalf of learned standing counsel, BTC, representing the respondent Nos. 1, 2 & 4. Heard.

Perused the records.

A careful perusal of the instant case record reveals that, prior to this day, the matter was listed before the Lawazima Court on two instances, *i.e., on 20.11.2025 & 08.12.2025 respectively*. Vide the orders passed on the said dates, the petitioners were directed to take requisite steps for obtaining details regarding the present addresses of respondent Nos. 5, 6, 8, 12, 18, 44, 49, 50 & 52.

Now, in compliance with the order stated above, the learned counsel for the petitioners, Ms. J. Das, has appeared before the Lawazima Court today and made the following submissions regarding the above mentioned respondents:—

***(i) Respondent No. 12 has expired. However, the petitioners are not desirous to file substitution petition for impleading the legal heirs of the said respondent.***

***(ii) Respondent Nos. 44, 49, 50 & 52 are not necessary parties in the instant petition.***

***(iii) As for respondent Nos. 5, 6, 8 & 18, the petitioners are seeking permission for taking fresh steps for issuance of notice to the said respondents at the addresses as stated in the cause title.***

**In light of the submission made above, this Lawazima Court is of the view that the instant petition shall be laid before the Hon'ble court for obtaining necessary orders regarding respondent Nos. 12, 44, 49, 50 & 52.**

**In the meantime, the petitioners are directed to take fresh steps for service of notice upon the respondent Nos. 5, 6, 8 & 18 by way of speed post mode in terms of the Notification No. 85 dated 15<sup>th</sup> October, 2025 (at Flag-'N').**

In view of the above, the matter is laid before the Hon'ble Court.

**Deputy Registrar (Bench)**

**Comparing Assistant**