

GAHC010103652026



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

**Case No. : WP(C)/2835/2026**

MANJIL HUSSAIN AND ANR  
SON OF- AKTAB HUSSAIN,  
VILLAGE-BHELLA, P.O. BHELLA, P.S -BARPETA, DIST. - BARPETA, ASSAM,  
PIN- 781309

2: ZAHEDUL ISLAM  
SON OF RAHMAT ALI  
VILLAGE- TARAKANDI  
P.O MOINBORI  
P.S KALGACHIA  
DISTRICT- BARPETA  
ASSAM  
PIN-78132

VERSUS

THE STATE OF ASSAM AND ORS  
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY,  
REVENUE DISASTER MANAGEMENT DEPARTMENT, DISPUR, GUWAHATI  
-781006.

2:THE DISTRICT COMMISSIONER  
BARPETA  
DIST.- BARPETA  
ASSAM  
PIN - 781301.

3:THE DISTRICT REGISTRAR

BARPETA  
DIST.- BARPETA  
ASSAM  
PIN - 781301

4:THE CIRCLE OFFICER  
BARPETA REVENUE CIRCLE  
DIST. -BARPETA  
ASSAM  
PIN - 781301

5:THE SUB REGISTRAR  
BARPETA  
DIST. BARPETA  
ASSAM  
PIN - 78130

**Advocate for the Petitioner** : MR. A M AHMED, B DAS,P. GHOSH,MR. S U AHMED

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

**BEFORE  
HONOURABLE MR. JUSTICE KARDAK ETE**

**ORDER**

**Date : 03.06.2026**

Heard Mr. S.U. Ahmed, learned counsel for the petitioner.

The case of the petitioners is that the petitioner No.1 has agreed to purchase a plot of land from the petitioner No.2 measuring 19 lechas vide Miyadi Patta No. 182 covered by Dag No. 907 at Village-Dangarkuchi, Mouza-Ghilajhari under Barpeta Revenue Circle in the district of Barpeta and obtained the NOC for permission to sale, which was issued on 23.06.2024. On the basis of the NOC, the petitioners have applied for registration of the sale deed. However, the State authorities have refused to allow the registration in view of the Office Memorandum dated 06.09.2024, by which, the new land sale permission is banned.

It is the contention of the petitioners that the petitioner has already obtained NOC on 23.06.2024 and the Office Memorandum has come into effect from 06.09.2024. Therefore, the said Office Memorandum would not have any retrospective effect.

Issue notice, returnable by 4 (four) weeks.

Since Ms. P.R. Mahanta, learned Standing Counsel, Revenue Department has entered

appearance and accepted notice on behalf of the respondents No.1 and Ms. M. Barman, learned counsel appears for the respondents No. 2 to 5 , no formal notice is required to be issued to the said respondents.

However, requisite extra copy of the writ petition be furnished to the learned counsel for the respondents within 3 (three) days from today.

List after 4 (four) weeks.

**JUDGE**

**Comparing Assistant**