

GAHC010107382023



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

Case No. : WP(C)/2787/2023

ABDUL RAHMAN AND ANR
S/O LT. AZAD ALI R/O 1 NO. MATHGARIA MEGJIN P.O.UDAYAN BIHAR P.S
NOONMATI DIST. KAMRUP (M) ASSAM

2: TAJUDDIN AHMED
S/O TOJERITDDIN AHMED R/O 1 NO. MATHGARIA VIP ROAD SATGAON
P.S. NOONMATI DIST. KAMRUP METRO ASSAM PROPRIETOR OF M/S
FURNITURE AND FURNISHIN

VERSUS

THE STATE OF ASSAM AND 6 ORS
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
LAND AND REVENUE DEPTT. DISPUR GUWAHATI 6

2:THE DEPUTY COMMISSIONER
KAMRUP METRO
GUWAHATI 1

3:THE ASSISTANT DEPUTY COMMISSIONER (REVENUE) KAMRUP METRO
GUWAHATI DIST. KAMRUP (M) ASSAM

4:THE CIRCLE OFFICER
DISPUR REVENUE CIRCLE DISPUR GUWAHATI -781006 DIST. KAMRUP M
ASSAM

5:THE OIL INDIA LTD.
A GOVT. OF INDIA ENTERPRISE REP. BY ITS CHAIRMAN HAVING ITS
CORPORATE OFFICE AT PLOT NO. 19 NEAR FILM CITY SECTOR 16A NOIDA
201301 INDIA

6:THE CHIEF GENERAL MANAGER (OPS). PL
PIPELINE HEADQUARTERS P.O UDAYAN VIHAR GUWAHATI 781171 DIST.
KAMRUP (M) ASSAM

7:THE GENERAL MANAGER (OPS) PS- 5
O/O CHIEF GENERAL MANAGER (OPS) PL PIPELINE HEADQUARTERS P.O.
UDAYAN VIHAR GUWAHATI 781171 DIST KAMRUP M ASSA

Advocate for the Petitioner : MR. I CHOUDHURY

Advocate for the Respondent : SC. REVENUE

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

Date : 07.06.2023

Heard Mr. I. Choudhury, learned counsel for the petitioners, Ms. G. Hazarika, learned standing counsel for the Revenue Department, respondent no. 1 and 3 and Mr. M. Chetia, learned Govt. advocate for respondent nos. 2 to 4.

Aggrieved by the notice dated 08.05.2023 regarding encroachment of "right of way" of Oil India Ltd., the present writ petition has been filed under Article 226 of the Constitution of India.

Issue notice including the notice on the prayer for interim relief, returnable on 23.06.2023.

Requisite extra copy of the writ petition be served on the learned State and Departmental counsel in course of the day.

The petitioner shall take steps within two days for service of notice on respondent nos. 5 to 7 by registered post with A/D. In addition, the notice would be served on respondent nos. 6 and 7 by way of dasti by routing the process through the Registry of this Court and upon service, an affidavit of service be filed prior to the next date of listing.

List on 23.06.2023.

JUDGE

Comparing Assistant