

GAHC010108022020



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

Case No. : WP(C) 3182/2020

1:PRADIP BRAHMA
S/O LATE NAGEN BRAHMA, R/O BETKUCHI, 781040, PS GARCHUK. DIST
KAMRUP M ASSAM

VERSUS

1:THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY ITS COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM. REVENUE DEPARTMENT, SACHIBALAYA, DISPUR, GUWAHATI
781006, DIST KAMRUP M ASSAM

2:THE COMMISSIONER AND SECRETARY
GOVERNMENT OF ASSAM
REVENUE DEPARTMENT
SACHIBALAYA
DISPUR
GUWAHATI 781006
DIST KAMRUP M ASSAM

3:THE DEPUTY COMMISSIONER
KAMRUP M GUWAHATI
ASSAM 781001

4:THE CIRCLE OFFICER
DISPUR REVENUE CIRCLE
BASISTHA CHARIALI DIST KAMRUP M ASSAM 781028

5:DHANIRAM BORO
S/O LATE PUHARAM BORO
RESIDENT OF VILLAGE BETKUCHI
781040
PS GARCHUK
MOUZA BELTOLA
DIST KAMRUP M ASSA

Advocate for the Petitioner : MR. B BORAH

Advocate for the Respondent : GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

ORDER

21-08-2020

Heard Shri B. Bora, learned counsel for the petitioner who is aggrieved by a notice dated 28.07.2020 issued by the Circle Officer, Dispur Revenue Circle. The said notice is served under Regulation 18 (3) of the Assam Land Revenue Regulation.

Shri Bora by referring to an earlier order of this Court dated 06.03.2018 has submitted that the Deputy Commissioner was directed to pass final order on the application filed by the petitioner which was lying before him and till such date the interim order dated 27.07.2012 passed in that writ petition namely WP(C) No. 3554/2012, shall remain operative.

Issue notice, returnable by 4(four) weeks.

Shri R. Borpujari, learned Standing Counsel Revenue accepts notice on behalf of respondent nos. 1 & 2 whereas, Ms. M.D. Bora, learned State Counsel accepts notice on behalf of respondent nos. 3 & 4.

Extra copies of the writ petition be served upon the learned counsel within a week.

Steps for service of notice upon respondent no. 5 be taken by registered post with A/D within a week.

Heard the interim prayer.

Since, there is a clear direction of this Court in its order dated 06.06.2018, operation of the impugned order dated 28.07.2020 so far as its possession of

the petitioner over the plot of land in question is stayed.

The respondents are however at liberty to come up for modification/verification/altercation of this interim order.

JUDGE

Comparing Assistant