

GAHC010111762026



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

Case No. : WP(C)/3127/2026

FAJAL PRAMANIK
S/O LT. JAYNAL PRAMANIK, R/O VILLAGE- KATHALDI, P.O. AND P.S-
BILASIPARA, DISTRICT- DHUBRI, ASSAM, PIN- 783348.

VERSUS

THE STATE OF ASSAM AND 2 ORS
TO BE REPRESENTED BY COMMISSIONER AND SECRETARY TO THE
GOVT. OF ASSAM, REVENUE AND DISASTER MANAGEMENT
DEPARTMENT DISPUR, GUWAHATI-781006.

2:DISTRICT COMMISSIONER

DHUBRI
PIN- 783301.

3:ASSISTANT SETTLEMENT OFFICER
CUM CIRCLE OFFICER
REVENUE
BILASIPARA
PIN- 783348

Advocate for the Petitioner : MR. N H MAZARBHUIYAN, MS. L WAJEEDA,MR. M H
SAIKIA,MR R I BHUYAN,MR. R NILLING,I S MAZARBHUIYAN

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

**BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

ORDER

Date : 15.06.2026

Heard Mr. I.S. Mazarbhuiyan, learned counsel for the petitioner; Mr. A. Bhattacharyya, learned Standing Counsel, Revenue Department for the respondent no. 1; and Mr. S.S. Roy, learned Government Advocate, Assam for the respondent nos. 2 & 3.

2. The petitioner has stated that his predecessors were tenants under Chapar Koch Begila Zamindari Estate in the erstwhile district of Dhubri and they were issued tenancy Khatian no. 62 covering an area of 34 Bighas 2 Kathas 16 Lessas where they constructed their dwelling houses and were cultivating the remaining part of the land. The estate was subsequently acquired under the Assam State Acquisition of Zamindari Act, 1951 but the petitioner and his predecessor remained in occupation of the said land till date. It is the contention of the petitioner that by operating of law under the Assam Land Holding [Adoption of Relationship under the Assam Land and Revenue Regulation, 1886 in the acquired permanently settled estates] Act, 1974, the petitioner and his predecessors got the status of land-holders but the land pattas have not yet been issued to them. The petitioner has stated that though the petitioner submitted an application under Mission Basundhara, but the said application was not considered. Apprehending eviction, the petitioner has preferred the instant writ petition.

3. Mr. Mazarbhuiyan, learned counsel for the petitioner has submitted that in respect of writ petition preferred by similarly situated writ petitioners, notices have been issued and interim order have been passed for maintaining status

quo.

4. Issue notice, returnable on 24.07.2026.

5. As Mr. Bhattacharyya, learned Standing Counsel, Revenue Department has appeared and accepted notice on behalf of the respondent no. 1; and Mr. Roy, learned Government Advocate has appeared and accepted notice on behalf of the respondent nos. 2 & 3, issuance of formal notices to the said respondents are dispensed with. However, requisite nos. of extra copies of the writ petition along with annexures are to be furnished to Mr. Bhattacharyya and Mr. Roy within 2 [two] working days from today.

6. As interim relief has been extended to the similarly situated writ petitioners and it is submitted that the petitioner is in possession of a parcel of land under earlier Tenancy Khatian no. 62 till date, it is provided, in the interim, that status quo as regards such possession shall be maintained in so far as the concerned parcel of land till the returnable date.

JUDGE

Comparing Assistant