

GAHC010113022026



undefined

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

Case No. : WP(C)/3172/2026

RAFIQUL ISLAM AND 59 ORS
S/O ABDUL MOZID

2: NUR NABI
S/O RAZAB ALI

3: NUR SAHEED ALI
S/O RAJAB ALI

4: AZIZ AKTAR
S/O SAHABUDDIN

5: NABI HUSSAIN
S/O KASHEM ALI

6: ROFIQUL ISLAM
S/O SUKUR ALI

7: TAHIRAN KHATUN
C/O DELBAR KHATUN

8: NOUSHAD ALI MOLLAH
S/O GAJIBAR RAHMAN MOLLAH

9: KUDDUS ALI
S/O NOWSHAD ALI

10: SAMESH ALI
S/O SAHABUDDIN

11: SHAHIDUL ISLAM
S/O SERAFAT ALI

12: ROHIM SARKAR

S/O ABDUL KHALEQUE

13: ALI HUSSAIN
S/O KASHEM ALI

14: NUR ISLAM
S/O KASHEM ALI

15: ABED ALI
S/O ABDUL KARIM

16: SAFAR ALI
S/O HARMUJ ALI

17: ASAD ALI
S/O RAMJAN ALI

18: DELOWARA KHATUN
C/O SAHABUDDIN

19: NUR KHATUN
C/O ASHAN ALI

20: CHABIYA BEWA
C/O KETU SHEIKH

21: SAIFUL ISLAM
S/O SHUKUR ALI

22: NOWSHAD ALI
S/O HORMUZ ALI

23: RAHIJ UDDIN SARKAR
S/O ABDUL RASHID

24: NOBIRON NESSA
C/O HARUNOR RASID

25: MASIRAN NESSA
C/O RAJEB ALI

26: SONABHAN
C/O SHORA SHEIKH

27: DELOWAR HUSSAIN
S/O ABDUL HAMID

28: RAJAB ALI

S/O AFAJ UDDIN

29: MAYNAL HOQUE
S/O CHABAR ALI

30: SAGAR ALI
S/O AMIR UDDIN

31: CHAMIR ALI
S/O JAMIR ALI

32: MATIBAN NESSA
C/O AKKAS ALI

33: JOHIRUL ISLAM
S/O ISMAIL HUSAAIN

34: AMINUL ISLAM
S/O ISMAIL SIKDAR

35: AJMOL HOQUE
S/O CHAN UDDIN

36: NOZMUL HOQUE
S/O CHAN UDDIN

37: JAHIRAN NESSA
C/O ABDUL HAMID

38: SANIDUL HOQUE
S/O AYNAL HOQUE

39: HAJARAT ALI
S/O MOYNAL HOQUE

40: MAJEDA KHATUN
C/O MALEK UDDIN

41: MANOWAR HUSSAIN
S/O ARMAN ALI

42: RELLAL HUSSAIN
S/O ABDUL AJIJ

43: NUR JAMAN
S/O SIDDIQUE ALI

44: SOFIQUL ISLAM

S/O ABDUR RAHMAN

45: MONOWAR HUSSAIN
S/O ABDUL BAREK

46: MAHAR ALI
S/O ABDUL KARIM

47: ROBIUL ISLAM
S/O AYNAL HOQUE

48: HANIF ALI
S/O SHUKUR ALI

49: SADEK ALI
S/O GAHER ALI

50: BABUL HUSSAIN
S/O SAJIRAN BEWA

51: KAMAL HOSEN
S/O NOWSHAD ALI

52: SAIDUL ISLAM
S/O HAZEM ALI

53: JAHIRUDDIN
S/O ALFAZ HOSEN

54: NAJIMA BEGUM
S/O TAHIR UDDIN SHIEKH

55: REZABUL KARIM
S/O JURAN ALI

56: SHUKUR ALI
S/O SURMAN ALI

57: FOZILA KHATUN
C/O FALU MONDAL

58: NURJAHAN
C/O FALU MANDAL

59: MIRAJUL HOQUE
S/O JANAW ALI

60: ABDUR REJJAK

S/O JURAN ALI
(ALL THE PETITIONERS ARE THE RESIDENTS OF VILL- HASILA BEEL
P.S.- GOALPARA
P.O- GOBINDAPUR
PIN- 783101
DISTRICT - GOALPARA
ASSAM.

VERSUS

THE STATE OF ASSAM AND 10 ORS
REPRESENTED BY THE CHIEF SECRETARY, GOVERNMENT OF ASSAM,
DISPUR, GUWAHATI-6.

2:THE COMMISSIONER AND SECRETARY
REVENUE AND DISASTER MANAGEMENT DEPARTMENT
GOVERNMENT OF ASSAM
DISPUR
GUWAHATI-6.

3:THE DISTRICT COMMISSIONER
GOALPARA
BALADMARI
GOALPARA PIN-783101
ASSAM.

4:THE CIRCLE OFFICER
BALIJANA REVENUE CIRCLE
NEAR OLD D.C. OFFICE / GANDHI BHAWAN
P.O. AND P.S. BALADMARI
DISTRICT - GOALPARA
ASSAM- 783121

5:THE SUPERINTENDENT OF POLICE
GOALPARA
BAPUJI NAGAR
GOALPARA
ASSAM 783101

6:PRINCIPAL SECRETARY
HEALTH AND FAMILY WELFARE
HENGERABARI
DISPUR
GUWAHATI-6.

7:JOINT DIRECTOR OF HEALTH SERVICES
GOALPARA
NAYAPARA

WARD NO-5
PIN-783101

8:DISTRICT ELEMENTARY EDUCATION OFFICER (DEEO)
GOALPARA OFFICE OF THE DISTRICT ELEMENTARY EDUCATION
OFFICER
DEEO AND SSA OFFICE
BALADMARI /AGIA ROAD
GOALPARA- 783101
ASSAM.

9:DISTRICT FOOD AND CIVIL SUPPLIES OFFICER
O/O THE DEPUTY COMMISSIONER SUPPLY
DC OFFICE COMPLEX
BALADMARI
WARD NO. 7
GOALPARA - 783121
ASSAM.

10:EXECUTIVE ENGINEER
P.H.E. DIVISION
GOALPARA DOMNAPARA PT-I
SHASTRI NAGAR
BALADMARI
GOALPARA
ASSAM 783101

11:FLOOD AND RIVER EROSION MANAGEMENT AGENCY
4TH FLOOR
ASSAM WATER CENTRE
CHARIALI
CHARALI
BASISTHA
GUWAHATI
ASSAM 781029

Advocate for the Petitioner : MR. Z KHALID, MR. A R DAS,MR D BORPUJARI,ARIF KHAN,MR. M H ALI,MR. S M MUNIR

Advocate for the Respondent : GA, ASSAM, SC, P H E,SC, ELEM. EDU,SC, HEALTH AND F W,SC, REVENUE AND DISASTER MANAGEMENT DEPT

**BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

ORDER

Date : 17.06.2026

Heard Mr. M.H. Ali, learned counsel for the petitioners; Mr. S.S. Roy, learned Central Government Counsel for the respondent nos. 1, 3, 4, 5 & 9; Ms. N. Bordoloi, learned Standing Counsel, Revenue Department for the respondent no. 2; Ms. S. Sharma, learned Standing counsel, Health & Family Welfare Department for the respondent nos. 6 & 7; Ms. B. Deka, learned Standing Counsel, Education Department for the respondent no. 8; and Ms. M. Kalita, learned Standing Counsel, Public Health Engineering Department for the respondent no. 10.

The petitioners are persons who are evicted from Hashila Beel, a wetland area, District – Goalpara.

The learned counsel for the parties have submitted that similarly situated persons have already approached this Court by writ petitions and notices have been issued in those writ petitions.

Issue notice, returnable in 4 [four] weeks.

As all the above respondents are represented by their respective learned counsel, 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. Roy, Ms. Bordoloi, Ms. Kalita, Ms. Sharma and Ms. Deka within 2 [two] working days from today.

The petitioner shall take steps for service of notice upon the respondent

no. 11 by speed post within 2 [two] working days from today.

JUDGE

Comparing Assistant