

GAHC010114322019



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

**Case No. : WP(C) 3403/2019**

1:PRADIP SAHA  
S/O- PATIT PABAN SAHA, R/O.- D.D. ROAD, WARD NO-5, P.O./P.S.- DHUBRI,  
DIST.- DHUBRI, ASSAM.

VERSUS

1:THE STATE OF ASSAM AND 4 ORS.  
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,  
REVENUE (REFORMS) DEPARTMENT, DISPUR, GUWAHATI-6.

2:THE COMMISSIONER AND SECRETARY  
DEPARTMENT OF FINANCE  
GOVT. OF ASSAM  
DISPUR  
GUWAHATI-6  
ASSAM.

3:THE DEPUTY SECRETARY  
REVENUE (REFORMS) DEPARTMENT  
DISPUR  
GUWAHATI-6.

4:THE DEPUTY COMMISSIONER  
DHUBRI  
DISTRICT- DHUBRI  
ASSAM.

5:THE COMPENSATION OFFICER  
DHUBRI  
DISTRICT- DHUBRI  
ASSAM

**Advocate for the Petitioner : MRS N SAIKIA**

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

**BEFORE  
HONOURABLE MR. JUSTICE UJJAL BHUYAN**

**ORDER**

**Date : 27-05-2019**

Heard Ms. N Saikia, learned counsel for the petitioner and Mr. R Borpujari, learned Standing Counsel, Revenue Department, Government of Assam.

This petition challenges inquiry report dated 06.08.2018 of the Principal Secretary to the Government of Assam, Revenue and Disaster Management Department which is stated to be in compliance to order of this Court dated 19.09.2017, passed in WP(C) No.893/2014. Seeking compensation for acquisition of land under the Assam State Zamindari Acquisition Act, 1951, petitioner had filed the aforesaid writ petition which was disposed of on 19.09.2017 by directing the Principal Secretary, Revenue and Disaster Management Department to enquire into the matter and examine compensation amount to be paid to the petitioner.

Short question for consideration is whether such findings of inquiry of the Principal Secretary, Revenue and Disaster Management Department kept in the file would amount to an order of the State Government within the meaning of Article 166 (1) of the Constitution of India?

Issue notice, returnable 4 weeks.

Mr. Borpujari, learned Standing Counsel accepts notice on behalf of respondent Nos.1, 2 and 3 whereas Ms. D Das Barman, learned Government Advocate, Assam accepts notice on behalf of respondent Nos.4 and 5. Extra copies within 3 days.

List on 17.07.2019.

**JUDGE**

**Biplab**

**Comparing Assistant**