

GAHC010127802024



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

Case No. : I.A.(Civil)/1963/2026

ASOM KRISTI BIKASH SANGHA AIAS KRISTI BIKASH SANGHA

NORTH BONGAIGAON
A REGISTERED ORGANIZATION REGISTERED UNDER THE SOCIETIES
REGISTRATION ACT
1860 BEARING REGISTRATION NO. RS/BONG/252/G/08 OF 2019-2020
HAVING ITS OFFICE AT NORTH BONGAIGAON
CHAPAGURI ROAD
P.O. AND P.S.- BONGAIGAON
DISTRICT- BONGAIGAON
ASSAM
PIN- 783380
REPRESENTED BY ITS PRESIDENT
SRI HEMANTA KUMAR SARMA
AGED ABOUT 82 YEARS
SON OF LATE JANAKI MOHAN SARMA
RESIDENT OF BOC GATE
NORTH BONGAIGAON
P.O. AND P.S. AND DISTRICT- BONGAIGAON
ASSAM
PIN- 783380.

2: SRI HEMANTA KUMAR SARMA
SON OF LATE JANAKI MOHAN SARMA PRESIDENT OF ASOM KRISTI
BIKASH SANGHA ALIAS KRISTI BIKASH SANGHA
NORTH BONGAIGAON. RESIDENT OF BOC GATE
NORTH BONGAIGAON
P.O. AND P.S. AND DISTRICT-BONGAIGAON
ASSAM
PIN783380.

3: SRI NAYAN JYOTI DAS ALIAS NAYAN MONI DAS
SON OF LATE GUNAJIT KUMAR DAS RESIDENT OF CHAPAGURI ROAD
NORTH BONGAIGAON

P.O. AND P.S. AND DISTRICT-BONGAIGAON
ASSAM
PIN783380.

4: SRI ABHIJIT DUTTA
SON OF LATE MANIK DUTTA RESIDENT OF NEW COLONY
KALIBARI
P.O. AND P.S. AND DISTRICTBONGAIGAON
ASSAM
PIN-783380

5: SRI SANJOY GHOSH ALIAS SANJAY SEN

SON OF LATE HARIPAD GHOSH RESIDENT OF TOWN SHASRTI ROAD
P.O. AND P.S. AND DISTRICTBONGAIGAON
ASSAM
PIN-783380.

6: SRI PAWAN KUMAR MAHATO
SON OF SRI RAM PUKAR MAHATO RESIDENT OF SHIVAM NAGAR
CHAPAGURI ROAD
P.O. AND P.S. AND DISTRICT-BONGAIGAON
ASSAM
PIN783380
VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPARTMENT
DISPUR
GUWAHATI-6

2:THE DISTRICT COMMISSIONER
BONGAIGAON
DISTRICT- BONGAIGAON
ASSAM
PIN-783380.

3:THE ADDITIONAL DISTRICT COMMISSIONER REVENUE

BONGAIGAON
DISTRICT- BONGAIGAON
ASSAM
PIN-783380.

4:THE CIRCLE OFFICER
BONGAIGAON REVENUE CIRCLE
DISTRICT- BONGAIGAON

ASSAM
PIN783380.

5:THE UNION OF INDIA
MINISTRY OF RAILWAYS

REPRESENTED BY GENERAL MANAGER
N.F. RAILWAY
MALIGAON
GUWAHATI-11
DISTRICTKAMRUPM
ASSAM

6:THE GENERAL MANAGER
N.F. RAILWAY
MALIGAON
GUWAHATI-11
DISTRICT-KAMRUPM
ASSAM.

7:THE DIVISIONAL RAILWAY MANAGER

RANGIA DIVISION
N.F. RAILWAY
MALIGAON
GUWAHATI-11
DISTRICT-KAMRUPM
ASSAM

8:THE ASSISTANT DIVISIONAL ENGINEER ADEN

N.F. RAILWAY
BONGAIGAON
DISTRICT-BONGAIGAON
ASSAM
PIN-783381

For the Applicant(s) : Mr. R. Sarma, Advocate

For the Respondent(s) : Ms. A. Gayan, CGC
Mr. H. Sarma, Addl. Sr. Govt. Advocate
Ms. G. Hazarika, Standing Counsel

BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH

ORDER**Date : 17.06.2026**

This is an application filed for impleading the opposite party Nos. 5 to 8 as parties to the accompanying writ petition on the ground that the land in question, over which the petitioners are presently in occupation, belongs to the Railways.

2. This Court has also taken note of Annexure-3 to the accompanying writ petition, which is a certificate purportedly issued by a Railway authority stating that the petitioners' institution is occupying an unused Railway plot of land in the North Bongaigaon area admeasuring 60 feet X 120 feet. It is pertinent to observe that the area mentioned in the said Annexure-3 of the accompanying writ petition would approximately measure 2 Kathas 10 Lechas. However, a perusal of Annexure-4 to the accompanying writ petition reveals that the Circle Officer, Bongaigaon Revenue Circle has certified that the Railways had permitted the petitioners' institution to use 4 Kathas 9 Lechas of land.

3. This Court fails to understand the basis on which such a certificate has been issued by the Circle Officer, Bongaigaon Revenue Circle.

4. Taking into account the above aspects, this Court is of the

opinion that the presence of opposite party Nos. 5 to 8 are necessary for the proper adjudication of the accompanying writ petition.

5. Accordingly, the opposite party Nos. 5 to 8 in the instant proceedings are impleaded as respondent Nos. 5 to 8 in the accompanying writ petition.

6. The learned counsel for the petitioners is directed to file a fresh Memo of Parties before the Registry of this Court by 22.06.2026 and the Registry on the basis of the fresh Memo of Parties as well as the instant order make necessary corrections in the cause title as well as update the same in the CIS.

7. With the above, I.A. stands disposed of.

JUDGE

Comparing Assistant