

GAHC010011902015



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

Case No. : WP(C)/2233/2015

KANI RAM JALAN @ RAKESH JALAN
S/O LATE BASUDEO JALAN, ADDRESS BELWALI ROAD, PUB BORAGAON,
GUWAHATI-35, IN THE DIST. OF KAMRUP M, ASSAM

VERSUS

GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY and 2 ORS
REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER, STATFED BUILDING,
BHANGAGARH, GUWAHATI 781005

2:THE CHIEF EXECUTIVE OFFICER

GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY
STATFED BUILDING
BHANGAGARH
GUWAHATI 781005

3:THE TOWN PLANNER

GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY
STATEFED BUILDING
BHANGAGARH
GUWAHATI 78100

Advocate for the Petitioner : MR.S CHAMARIA

Advocate for the Respondent : MRM HAZARIKA

Linked Case : WP(C)/2746/2015

M/S NARMADA AGENCIES
REP. BY SRI POONAM KUMAR TANEJA S/O LT. MOHAN SAHU R/O
DAYANAND NAGAR
PUB-BORAGAON
NH-37
GUWAHATI
KAMRUP METRO
ASSAM.

VERSUS

THE STATE OF ASSAM AND 2 ORS
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM
GUWAHATI DEVELOPMENT DEPARTMENT
DISPUR
GUWAHATI-6.

2:THE GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY

BHANGAGARH
GUWAHATI-5
REP. BY ITS CHIEF EXECUTIVE OFFICER.
3:THE CHIEF EXECUTIVE OFFICER

GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY
BHANGAGARH
GUWAHATI-5.

Advocate for : MR.A DHAR
Advocate for : appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/2751/2015

ARKASISH CHALIHA
S/O SRI KIRIP CHALIHA
R/O 248
ZOO ROAD TINIALI
R.G. ROAD
GUWAHATI
KAMRUP METRO
ASSAM

VERSUS

THE STATE OF ASSAM AND 2 ORS
REP. BY THE SECY. TO THE GOVT. OF ASSAM
GUWAHATI DEVELOPMENT DEPTT.
DISPUR
GHY-6

2:THE GUWAHATI METROPOLITAN DEVL. AUTHORITY
BHANGAGARH
GHY-5
REP. BY ITS CHIEF EXECUTIVE OFFICER
3:THE CHIEF EXECUTIVE OFFICER
GMDA
BHANGAGARH
GHY-5

Advocate for : MR.A DHAR
Advocate for : appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/2753/2015

PIUSH AGARWAL
S/O BANARASHI LAL AGARWALLA
R/O SUNDARPUR
ZOO ROAD
GUWAHATI
KAMRUP METRO
ASSAM

VERSUS

THE STATE OF ASSAM and 2 ORS
REP. BY THE SECY. TO THE GOVT. OF ASSAM
GUWAHATI DEVEL. DEPTT.
DISPUR
GHY-6

2:THE GUWAHATI METROPOLITAN DEVL. AUTHORITY
BHANGAGARH
GHY-5
REP. BY ITS CHIEF EXECUTIVE OFFICER
3:THE CHIEF EXECUTIVE OFFICER
GMDA

BHANGAGARH
GHY-5

Advocate for : MR.K N CHOUDHURY
Advocate for : appearing for THE STATE OF ASSAM and 2 ORS

Linked Case : WP(C)/2749/2015

SMTI PRATIMA GOGOI

D/O SRI BHOLANATH CHETIA PHUKAN
R/O DAYANAND NAGAR
PUB-BORAGAON
NH-37
GUWAHATI
KAMRUP METRO
ASSAM

VERSUS

THE STATE OF ASSAM and 2 ORS

REP. BY THE SECY. TO THE GOVT. OF ASSAM
GUWAHATI DEVELOPMENT DEPTT.
DISPUR
GHY-6

2:THE GUWAHATI METROPOLITAN DEVL. AUTHORITY
BHANGAGARH
GHY-5
REP. BY ITS CHIEF EXECUTIVE OFFICER
3:THE CHIEF EXECUTIVE OFFICER
GMDA
BHANGAGARH
GHY-5

Advocate for : MR.J PATOWARI
Advocate for : appearing for THE STATE OF ASSAM and 2 ORS

Linked Case : WP(C)/2748/2015

MAHAVIR CHAND JANIN
S/O LT. DUNGARMAL JAIN R/O DAYANAND NAGAR
PUB - BORAGAON PNH-37
GUWAHATI
KAMRUP METRO
ASSAM.

VERSUS

THE STATE OF ASSAM AND 2 ORS
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM
GUWAHATI DEVELOPMENT DEPARTMENT
DISPUR
GUWAHATI-6.

2:THE GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY

BHANGAGARH
GUWAHATI-5
REP. BY ITS CHIEF EXECUTIVE OFFICER.
3:THE CHIEF EXECUTIVE OFFICER

GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY
BHANGAGARH
GUWAHATI-5.

Advocate for : MR.A DHAR
Advocate for : SC
G M D A appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : I.A./136/2015

KANI RAM JALAN @ RAKESH JALAN

VERSUS

GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY and 2 ORS

Advocate for : MR.S CHAMARIA
Advocate for : appearing for GUWAHATI METROPOLITAN DEVELOPMENT

AUTHORITY and 2 ORS

Linked Case : WP(C)/2750/2015

ADITYA BAISHYA SAHU
S/O LT. MOHAN SAHU R/O DAYANAND NAGAR
PUB-BORAGAON NH-37
GUWAHATI
KAMRUP METRO
ASSAM.

VERSUS

THE STATE OF ASSAM AND 2 ORS
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM
GUWAHATI DEVELOPMENT DEPARTMENT
DISPUR
GUWAHATI-6.

2:THE GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY

BHANGAGARH
GUWAHATI-5
REP. BY ITS CHIEF EXECUTIVE OFFICER.
3:THE CHIEF EXECUTIVE OFFICER

GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY
BHANGAGARH
GUWAHATI-5.

Advocate for : MR.J PATOWARI
Advocate for : appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/2752/2015

M/S RR ENTERPRISE
AN PROPRIETORSHIP FIRM
REP. BY ITS PROPRIETOR MRS. RAJNI KHANNA
WIFE OF MR. RAJIV KHANNA
DAYANAND NAGAR
PUB-BORAGAON NH-37
GUWAHATI
KAMRUP METRO

ASSAM.

VERSUS

THE STATE OF ASSAM and 2 ORS

REP. BY THE SECRETARY TO THE GOVT. OF ASSAM
GUWAHATI DEVELOPMENT DEPARTMENT
DISPUR
GUWAHATI-6.

2:THE GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY

BHANGAGARH
GUWAHATI-5
REP. BY ITS CHIEF EXECUTIVE OFFICER.
3:THE CHIEF EXECUTIVE OFFICER

GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY
BHANGAGARH
GUWAHATI-5.

For the Petitioner(s) : Mr. K. N. Choudhury, Sr. Advocate
: Mr. J. Patowary, Advocate

For the Respondent(s) : Mr. P. Nayak, SC, GMDA & GMC

BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH

ORDER

Date : 13.02.2024

1. In the order dated 18.01.2024 passed by this Court, it was inadvertently mentioned that the affidavit is required to be filed by the Principal Secretary to the Government of Assam, Animal Husbandry and Veterinary Department which ought to have been Commissioner and Secretary to the Government of Assam, Department of Housing and Urban Affairs. The said official is therefore directed to file affidavit as regards the difference in the use of the land pertaining to

“Eco-sensitive zone” and “Eco-friendly zone” and further as per the master plan wherein the eco-sensitive zone is constituted.

2. List the matter again on 19.03.2024.
3. Interim order passed earlier shall continue till the next date.

JUDGE

Comparing Assistant