

GAHC010117842024



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

Case No. : WP(C)/3097/2024

SAYED ISFAK HUSSAIN
S/O- SAMSUDDIN, R/O- VILLAGE- BOGACHOLA, MOUZA- DIPILA SUB-
DIVISION-MANGALDOI, DISTRICT- DARRANG, P.O. TENGARA, P.S.
SIPAJHAR, DISTRICT- DARRANG, ASSAM, PIN- 781126

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY, TO THE
GOVERNMENT OF ASSAM, REVENUE DEPARTMENT SECONDARY,
DISPUR, GUWAHATI- 781006, KAMRUP (M), ASSAM

2:THE DEPUTY SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DMLR DEPARTMENT
DISPUR
GUWAHATI- 781006
KAMRUP (M)
ASSAM

3:THE DEPUTY COMMISSIONER
DARRANG
MANGALDOI
ASSAM
PIN- 784125

4:THE UNDER SECRETARY TO THE GOVT. OF ASSAM
WATER RESOURCE DEPARTMENT
DISPUR
GUWAHATI- 781006
KAMRUP (M)
ASSA

Advocate for the Petitioner : M HOSSAIN, A JUBARIA,A KASHYAP,MR. R C DAS,MR J
HUSSAIN,MD A WADUD

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

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

17.03.2026

Shri R.C. Das, learned counsel for the petitioner submits that he has instructions not to press this writ petition. He has also prayed for a liberty.

Ms. M. Barman, learned State Counsel, Assam and Ms. Tinlung, learned counsel appearing on instructions of Shri R.M. Das, learned Standing Counsel, Water Resource Department have submitted that though they do not have any objection with regard to the aspect of withdrawal of this writ petition, they have serious reservations on the aspect of granting liberty. A similar stand has been taken by Ms. G. Hazarika, learned Standing Counsel, Revenue Department.

Under the aforesaid circumstances, while this writ petition is dismissed on withdrawal, it is made clear that only on a fresh cause of action, the petitioner would be at liberty to approach this Court.

JUDGE

Comparing Assistant