

GAHC010119142021



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

Case No. : WP(C)/4047/2021

JALAL UDDIN AND 19 ORS.
S/O LATE MUJAMMIL ALI, R/O VILL- ICHARPAR, P.O.-KOTAMONI, P.S.-
BAZARICHERRA, DIST- KARIMGANJ, ASSAM, PIN-788728

2: FAKAR UDDIN
S/O JAMIR UDDIN
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

3: BADRUL HOQUE
S/O LATE JUMAR ALI
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

4: FASAN ALI
S/O LATE MOYUB ALI
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

5: RUSTUM ALI
S/O LATE KOTAI MIA
R/O VILL- ICHARPAR

P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

6: ABDUL KAYYUN
S/O LATE MUJAMMIL ALI
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

7: RIAZ UDDIN
S/O LATE ARKUM ALI
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

8: JAINUL HOQUE
S/O LATE ASAB ALI
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

9: ROFIK UDDIN
S/O LATE ARKUM ALI
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

10: MOSTAN ALI
S/O LATE MOYUB ALI
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ

ASSAM
PIN-788728

11: SONAHAR ALI
S/O LATE ABDUL GOFUR @ BEGU MIA
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

12: KUTUB UDDIN
S/O LATE MOKADDAS ALI
R/O VILL- TEZPUR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

13: AFAS UDDIN
S/O LATE AMIR ALI
R/O VILL- TEZPUR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

14: ALTAB UDDIN
S/O LATE ABDUL KARIM
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

15: JIAB UDDIN
S/O LATE ABDUL KARIM AND TAJMUN NESSA
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

16: SULTANA BEGUM
D/O ABDUL SALAM
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

17: BOTOL
S/O LATE ASAB ALI
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

18: SULTAN MAMUD
S/O LATE MUJAMMIL ALI
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

19: KHASRUL ISLAM
S/O LATE CHARKUM ALI
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-788728

20: GARIB ALI
S/O LATE ABDUL GOFUR @ BEDU MIA
R/O VILL- ICHARPAR
P.O.-KOTAMONI
P.S.-BAZARICHERRA
DIST- KARIMGANJ
ASSAM
PIN-78872

VERSUS

THE STATE OF ASSAM AND 8 ORS.

REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,
ENVIRONMENT AND FOREST DEPARTMENT, DISPUR, GUWAHATI-781006,
ASSAM

2:THE PRINCIPAL CHIEF CONSERVATOR OF FOREST AND HEAD OF
FOREST FORCE
ASSAM
PANJABARI
GUWAHATI-37

3:THE DEPUTY COMMISSIONER
KARIMGANJ
DIST-KARIMGANJ
ASSAM

4:THE SUPERINTENDENT OF POLICE
KARIMGANJ
DIST-KARIMGANJ
ASSAM

5:THE DIVISIONAL FOREST OFFICER
KARIMGANJ
DIST-KARIMGANJ
ASSAM

6:THE RANGE OFFICER
LOWAIRPARA RANGE OFFICE
PATHARKANDI
DIST-KARIMGANJ
ASSAM

7:THE BEAT FOREST OFFICER
PATIALA SUB-BEAT
PATHARKANDI
DIST-KARIMGANJ
ASSAM

8:THE CIRCLE OFFICER
PATHARKANDI REVENUE CIRCLE
PATHARKANDI
DIST-KARIMGANJ
ASSAM

9:THE OFFICER IN CHARGE
BAZARICHERRA POLICE STATION
DIST-KARIMGANJ
ASSA

Advocate for the Petitioner : MR H R A CHOUDHURY, MS S DAS,MR. J M SULAIMAN,MR. M A CHOUDHURY,MR F U BARBHUIYA

Advocate for the Respondent : SC, FOREST, GA, ASSAM

Linked Case : WP(C)/4078/2021

JAMIR UDDIN AND 19 ORS

S/O- LT. NIMAR ALI

R/O- VILL- ICHARPAR

P.O. KOTAMONI

P.S. BAZARICHERRA

DIST.- KARIMGANJ

PIN- 788728

2: NACHIR UDDIN

S/O- HIFJUR RAHMAN

R/O- VILL- ICHARPAR

P.O. KOTAMONI

P.S. BAZARICHERRA

DIST.- KARIMGANJ

3: KAMRUL HOQUE

S/O- LT. MOIDUR RAHMAN

R/O- VILL- ICHARPAR

P.O. KOTAMONI

P.S. BAZARICHERRA

DIST.- KARIMGANJ

4: NURUL HAQUE

S/O- LT. FAYEJ ALI @ FAIJ ALI

R/O- VILL- ICHARPAR

P.O. KOTAMONI

P.S. BAZARICHERRA

DIST.- KARIMGANJ

5: MOIMUN NESSA

W/O- LT. FAYEJ ALI @ FAIJ ALI

R/O- VILL- ICHARPAR

P.O. KOTAMONI

P.S. BAZARICHERRA

DIST.- KARIMGANJ

6: ABDUL SALAM

S/O- LT. ABDUL JABBAR
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

7: JAMAL UDDIN
S/O- KHALIL UDDIN
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

8: JALAL UDDIN
S/O- LT. ABDUL NUR
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

9: ABDUR REZZAK
S/O- LT. JOHIR ALI
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

10: ABDUL NUR
S/O- LT. ISHAD ALI
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

11: AJIJUR RAHMAN
S/O- TAYABUR RAHMAN
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

12: ACHADUR RAHMAN
S/O- LT. HUSEN AHMED
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

13: MONOZZIR ALI
S/O- LT. MAHABAT ALI
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

14: HELAL UDDIN
S/O- LT. SARAHAR ALI
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

15: MUSTAFA UDDIN
S/O- LT. MASADDAR ALI
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

16: TARMUCH ALI
S/O- LT. KALA MIA
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

17: ANWAR ALI
S/O- LT. KALA ALI
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

18: ABDUL RAJJAK
S/O- ABDUL GAFUR
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

19: ABDUL KARIM
S/O- LT. ABDUL GAFUR
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ

20: AZIR UDDIN
S/O- LT. ASAB ALI
R/O- VILL- ICHARPAR
P.O. KOTAMONI
P.S. BAZARICHERRA
DIST.- KARIMGANJ
VERSUS

THE STATE OF ASSAM AND 8 ORS
REP. BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
ENVIRONMENT AND FOREST DEPTT.
DISPUR
GHY-06
ASSAM

2:THE PRINCIPAL CHIEF CONSERVATOR OF FOREST AND HEAD OF FOREST
FORCE
ASSAM
PANJABARI
GHY-37

3:THE DY. COMMISSIONER
KARIMGANJ
DIST.- KARIMGANJ
ASSAM

4:THE SUPERINTENDENT OF POLICE
KARIMGANJ
DIST.- KARIMGANJ
ASSAM

5:THE DIVISIONAL FOREST OFFICER
KARIMGANJ
DIST.- KARIMGANJ
ASSAM

6:THE RANGE OFFICER
LOWAIRPOWA RANGE OFFICE
PATHARKANDI
DIST.- KARIMGANJ
ASSAM

7:THE BEAT FOREST OFFICER
PATIALA SUB-BEAT
PATHARKANDI
DIST.- KARIMGANJ
ASSAM

8:THE CIRCLE OFFICER
PATHARKANDI REVENUE CIRCLE
PATHARKANDI
DIST.- KARIMGANJ
ASSAM

9:THE OFFICER IN CHARGE
BAZARICHERRA P.S.
DIST.- KARIMGANJ
ASSAM

Advocate for : MR H R A CHOUDHURY
Advocate for : SC
FOREST appearing for THE STATE OF ASSAM AND 8 ORS

BEFORE
THE HON'BLE MR JUSTICE ARUN DEV CHOUDHURY
O R D E R

24.03.2025

Referring to this Court's earlier order dated 08.06.2022, Mr. D Gogoi, learned standing counsel for the Forest Department submits that the stand of the Forest Department that the petitioners are occupying forest land and that no de-reservation notification was issued, as claimed by the petitioners, shall be brought on record by way an affidavit within a period of two weeks.

Accordingly, the matter stands adjourned and be listed on 24.04.2025.

JUDGE

Comparing Assistant