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

Case No. : WP(C)/3141/2026

GURUKUL GRAMMAR SENIOR SECONDARY SCHOOL AND ANR
UNDER THE MANAGEMENT OF GURUKUL EDUCATIONAL TRUST, A
TRUST HAVING ITS REGISTERED OFFICE AT MOTHER TERESA ROAD, PUB
GEETANAGAR, GUWAHATI-781020, REPRESENTED BY ITS SECRETARY,
DR. BASANTA KR. BHUYAN.

2: BASANTA KR. BHUYAN
C/O GURUKUL GRAMMAR SENIOR SECONDARY SCHOOL
HARI HAR PATH
MOTHER TERESA ROAD
GEETA NAGAR
MATHGHARIA
GUWAHATI
ASSAM-781020

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, REVENUE AND DISASTER MANAGEMENT
DEPARTMENT, DISPUR, GUWAHATI-781006.

2:THE DISTRICT COMMISSIONER
KAMRUP METRO
LICHUBAGAN
HENGRABARI

GUWAHATI
ASSAM-781036.

3:THE CIRCLE OFFICER
OFFICE OF THE CIRCLE OFFICER
DISPUR REVENUE CIRCLE
KUNDIL NAGAR

GUWAHATI-781028
KAMRUP METRO
ASSAM.

4:BHARATI MAZUMDAR
W/O- LATE NIKUNJ MAZUMDAR
TOWN- NEW GUWAHATI
BAMUNIMAIDAM
FCI GODOWN
P.O. BAMUNIMADAIM
P.S. NOONMATI
DIST. KAMRUP METRO
ASSAM-781020

Advocate for the Petitioner : MR. K N CHOUDHURY, MR. S P SHARMA,MR. N SARMA,MR. RAHUL BORA

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

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

Date : 12.06.2026

Heard Mr. K.N. Choudhury, learned Senior Counsel, assisted by Mr. S. P. Sharma, learned counsel for the petitioners.

The petitioners, by filing this writ petition, have challenged the order dated 16.03.2026, passed by the learned Addl. District & Sessions Judge, Kamrup (M), Guwahati -cum- Special Tribunal, under the Assam Land Grabbing (Prohibition) Act, 2010, in Sessions (Spl. LG Case) No. 154/2020, whereby cognizance has been taken against the petitioners on having been found a prima facie case of land grabbing.

It is the contention of the learned Senior Counsel for the petitioners that although a complain has been made against the petitioners, the provisions of the Assam Land Grabbing (Prohibition) Act, 2010 has not been followed, as the complain

is not under Form-I and the purported report of Circle Officer has not been appropriately appreciated before taking cognizance. He submits that the report of the Land Record Inspector indicates that the land in question is under the possession of the petitioners.

Issue notice, returnable by four weeks.

As Mr. R. Borpujari, learned Standing Counsel, Revenue Department appears for the respondent No. 1 and Mr. N. Goswami, learned State Counsel appears for the respondent Nos. 2 & 3, no formal notice need be issued to them. However, extra copies be served to them.

The petitioner to take steps for service of notice upon the respondent No. 4 by registered post as well as by usual process within three working days.

Considering that the Special Tribunal, prima facie appears to have not proceeded with the matter as per the provisions the Assam Land Grabbing (Prohibition) Act, 2010 and also considering the report by the Land Record Inspector to the Circle Officer, till the returnable date, the further proceedings of Sessions (Spl. LG Case) No. 154/2020, pending before the learned Addl. District & Sessions Judge, Kamrup (M), Guwahati -cum- Special Tribunal shall remain stayed.

List this matter after **4(four) weeks**.

JUDGE

Comparing Assistant