

GAHC010119842026



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

**Case No. : WP(C)/3171/2026**

MAFIJ UDDIN AND 20 OTHERS  
C/O RAHIM UDDIN,  
RESIDENT OF VILL/TOWN-CHANAKHOLA, P.S.-KAMPUR, SUB-DIVN-  
NAGAON, DISTRICT- NAGAON, ASSAM.

2: SAIF UDDIN  
C/O ABDUL AJIJRESIDENT OF- AMAGURI  
VTC- DAPARA  
P.O.- DUMAIHAGI DAPARA  
SUB DISTRICT- KAMPUR  
DISTRICT- NAGAON  
ASSAM.

3: MERAJUL ISLAM  
C/O JAINAL ABDINRESIDENT OF- VILL/TOWN- NO.9 KHERANI  
P.S.- KACHUA  
SUB-DIVN.- NAGAON  
PIN-782428  
DISTRICT- NAGAON  
ASSAM.

4: SWAHAJ UDDIN  
C/O RAHIM UDDINRESIDENT OF- CHANAKHOLA  
P.S.-KAMPUR  
SUB-DIVN- NAGAON  
DISTRICT- NAGAON  
ASSAM

5: SABADUL ALI  
C/O AARAGAFUR ALIASABDUL GAFURRESIDENT OF- 158  
AMTALA PART-32  
KAMPUR  
D DAPARA  
HOJAI

PIN-782428  
DISTRICT- NAGAON  
ASSAM

6: NAJRUL ISLAM  
C/O ABDUL HAMID RESIDENT OF- AALITANGANI  
P.S.- KAMPUR  
SUB-DIVN- NAGAON  
PIN-782426  
DISTRICT- NAGAON  
ASSAM

7: MUKACHIDUL ISLAM  
C/O ABUL KASEM RESIDENT OF- LUTUMARI MUKTA BANANCHAL  
P.S.-KAMPUR  
SUB-DIVN.- NAGAON  
DISTRICT- NAGAON  
ASSAM.

8: JEHIRUL ISLAM  
C/O HASEN ALI RESIDENT OF- LUTUMARI MUKTA BANANCHAL  
P.S.- KACHUA  
PIN- 782426  
DISTRICT- NAGAON  
ASSAM

9: MARTAJ ALI  
C/O MOFIJ UDDIN RESIDENT OF- 76  
SIMLAI PATHAR  
KAMPUR  
BAROPUTIA  
DISTRICT- HOJAI  
ASSAM  
PIN-782428

10: IKRAMUL HUSSAIN  
C/O ABDUL MOTALEB RESIDENT OF- VILL/TOWN- LONGJAP JARANI  
P.S.-KACHUA  
SUB-DIVN.-NAGAON  
DISTRICT- NAGAON  
ASSAM

11: IMAN HUSSAIN  
C/O ABDUL MATALIB RESIDENT OF- JURIPAR  
BARAPANI  
P.S.-KAMPUR  
SUB-DIVN- NAGAON  
DISTRICT- NAGAON

ASSAM

12: ALIP JAN BEGUM  
C/O ISMAIL ALIRESIDENT OF- LUTUMARI MUKTA BANANCHAL  
P.S.-KAMPUR  
SUB-DIVN-NAGAON  
DISTRICT- NAGAON  
ASSAM

13: NUR UDDIN  
C/O ABDUL AJIJRESIDENT OF- AMAGURI  
P.S.- KAMPUR  
SUB-DIVN- NAGAON  
DISTRICT- NAGAON  
ASSAM.

14: ABDUL KADIR  
C/O LATE NAGAR ALIRESIDENT OF- 67  
BOGAMUKH  
RUPAHIDISTRICT- NAGAON  
ASSAM- 782120.

15: MOJIDA KHATUN  
C/O MANNAS ALIRESIDENT OF- 184  
PACHIM MUKUNDA ATI  
DHING  
MITHA PUKHURI PAR  
DISTRICT- NAGAON  
ASSAM-782124.

16: MIRAJUL ISLAM  
C/O FATEMA KHATUN RESIDENT OF- 219  
KAMPUR  
P.S.-KACHUWA  
PIN-782428  
DISTRICT- NAGAON  
ASSAM.

17: AFASAR UDDIN  
C/O LATE ABDUL AJIJ RESIDENT OF- AMAGURI  
P.S.-KAMPURDISTRICT- NAGAON  
ASSAM

18: MUSLIM UDDIN  
C/O LATE AMIR UDDINRESIDENT OF- LUTUMARI MUKTA BANANCHAL  
P.S.-KAMPUR  
SUB-DIVN.-NAGAON  
DISTRICT- NAGAON

ASSAM

19: RAJIBUL ISLAM  
C/O ABUL KALAM RESIDENT OF- VILL/TOWN-CHANAKHOLA  
P.S.-KAMPUR  
SUB-DIVN- NAGAON  
DISTRICT- NAGAON  
ASSAM

20: SURAT ALI  
C/O SAHID ULLA RESIDENT OF- NO.9 KHERANI  
P.S.-KAMPUR  
SUB-DIVN.- NAGAON  
DISTRICT- NAGAON  
ASSAM

21: JIL HOQUE  
C/O IBRAHIM ALI RESIDENT OF- NO.9 KHERANI  
P.S.- KACHUA  
SUB-DIVN- NAGAON  
DISTRICT- NAGAON  
ASSAM

VERSUS

THE STATE OF ASSAM AND OTHERS  
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF  
ASSAM, JANATA BHAWAN, DISPUR, GUWAHATI- 781006

2: ADDITIONAL SECRETARY  
NATIONAL DISASTER MANAGEMENT AUTHORITY  
MINISTRY OF HOME AFFAIRS  
GOVT. OF INDIA  
NMDA BHAWAN  
A-1 SAFDERJUNG ENCLAVE  
NEW DELHI-110029.

3: COMMISSIONER AND SECRETARY  
REVENUE DISASTER MANAGEMENT DEPARTMENT  
GOVT. OF ASSAM  
JANATA BHAWAN  
DISPUR  
GUWAHATI-781006

4: THE DISTRICT COMMISSIONER  
NAGAON  
OLD TRUNK ROAD  
CHRISTIANPATTY  
NAGAON

ASSAM  
782001

5:THE CIRCLE OFFICER  
KAMPUR REVENUE CIRCLE  
DAKHIN CHANG CHAKI  
NAGAON  
PIN-782426  
ASSAM.

6:DIVISIONAL FOREST OFFICER  
NAGAON  
O/O- NAGAON FOREST DIVISION  
NAGAON

7:PRINCIPAL SECRETARY  
HEALTH FAMILY WELFARE  
HENGERABARI  
DISPUR  
GUWAHATI-6.

8:JOINT DIRECTOR OF HEALTH SERVICES  
NAGAON  
ASSAM TRUNK ROAD  
HAIBARGAON  
NAGAON  
ASSAM 782001

9:DISTRICT ELEMENTARY EDUCATION OFFICER DEEO  
NAGAON  
PANIGAON  
NAGAON  
NH-37  
ASSAM TRUNK ROAD  
NAGAON  
NAGAON  
ASSAM 782001

10:DIRECTORATE OF FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
ASSAM  
GS RD  
OPP. BIG BAZAR  
BHANGAGARH  
GUWAHATI  
ASSAM 781032.

11:SPECIAL CHIEF SECRETARY TO THE GOVT OF ASSAM

PUBLIC HEALTH ENGINEERING  
WATER RESOURCES

GOVT. OF ASSAM  
SECRETARIAT  
DISPUR  
GUWAHATI 781006.

12:FLOOD AND RIVER EROSION MANAGEMENT AGENCY  
GOVT. OF ASSAM  
4TH FLOOR NAYANTARA BUILDING  
ANANDA NAGAR  
GUWAHATI  
ASSA

**Advocate for the Petitioner** : MR. M H ALI, FARHIN FARID,ARIF KHAN,MR. A R DAS,MR. S M MUNIR,MR D BORPUJARI,MR. Z KHALID

**Advocate for the Respondent** : GA, ASSAM, SC, P H E,SC, ELEM. EDU,SC, FOREST,SC, HEALTH,SC, C.G.C.,SC. REVENUE

**BEFORE**  
**HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

**ORDER**

**Date : 17.06.2026**

Heard Mr. M.H. Ali, learned counsel for the petitioners; Mr. J. Handique, learned Junior Government Advocate, Assam for the respondent nos. 1, 4, 5 & 10; Mr. S.S. Roy, learned Central Government Counsel for the respondent no. 2; Ms. N. Bordoloi, learned Standing Counsel, Revenue Department for the respondent no. 3; Ms. M. Kalita, learned Standing Counsel, Forest Department and Public Health Engineering Department for the respondent nos. 6 & 11; Ms. S. Sharma, learned Standing counsel, Health & Family Welfare Department for the respondent nos. 7 & 8; and Ms. B. Deka, learned Standing Counsel, Education Department for the respondent no. 9.

The petitioners are persons who are evicted from Lutumai Reserved Forest

area, District – Nagaon.

The learned counsel for the parties have submitted that similarly situated persons have already approached this Court by writ petitions and notices have been issued in those writ petitions.

Issue notice, returnable in 4 [four] weeks.

As all the above respondents are represented by their respective learned counsel, issuance of formal notices to the said respondents are dispensed with. However, requisite nos. of extra copies of the writ petition along with annexures are to be furnished to Mr. Handique, Mr. Roy, Ms. Bordoloi, Ms. Kalita, Ms. Sharma and Ms. Deka within 2 [two] working days from today.

The petitioner shall take steps for service of notice upon the respondent no. 12 by speed post within 2 [two] working days from today.

**JUDGE**

**Comparing Assistant**