

GAHC010122302025



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

Case No. : WP(C)/3298/2025

EKRAMUL HUSSAIN
S/O LATE ABDUL BAREQUE
VILL- BHEHUGURI
P.S. MIKIRBHETA
DIST.MORIGAON, ASSAM
PIN-782123

VERSUS

THE STATE OF ASSAM AND 4 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, REVENUE AND DISASTER MANAGEMENT DEPARTMENT (L.R.)
DISPUR, GUWAHATI-06.

2:THE DIRECTOR OF LAND RECORDS AND SURVEYS ETC.
ASSAM
RUPNAGAR
GUWAHATI-32.

3:THE DISTRICT COMMISSIONER

MORIGAON
P.O.AND DIST. MORIGAON
ASSAM

4:THE CIRCLE OFFICER

MIKIRBHETA REVENUE CIRCLE

DIST. MORIGAON
ASSAM

5:RASIDUL HOQUE
S/O ABDUL JALIL
VILL- BHEHUGURI
P.O. AND P.S. MIKIRBHETA
DIST. MORIGAON
ASSAM
PIN-78212

Advocate for the Petitioner : MR. H ALI, B BARMAN

Advocate for the Respondent : GA, ASSAM, A KASHYAP (R-5),MR SISHIR DUTTA(R-5),MR S DUTTA(R-5),MR. U DUTTA (R-5),SC, REVENUE

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 17.12.2025

Mr. S. Dutta, learned Senior Counsel, assisted by Mr. A. Kashyap, learned counsel for the respondent No. 5 has placed on record a statement of the loan account of the respondent No. 5 herein. Mr. Dutta submits that the allegations levelled against the respondent No. 5 of being guilty of default in repayment of the loan amount sanctioned to him by the Assam Gramin Vikash Bank, Habibarangabari Branch, is clearly perverse.

This Court vide order dated 08.12.2025, had required the learned counsel for the respondent No. 5 to place on record a fresh certificate received from the Branch Manager of the concerned Bank clarifying the inconsistencies found by this Court and highlighted in the said order dated 08.12.2025. However, there is no explanation forthcoming as to why the said certificate has not been placed on record. This Court vide order dated 08.12.2025, had also permitted the respondent No. 5 to approach the Bank authorities along with the copy of the order for receiving this certificate in terms of the direction passed, therein.

Mr. Dutta, learned Senior Counsel for the respondent No. 5 submits that he would take remedial measures in the matter and prays that the matter be taken up after the ensuing winter vacation.

Considering the submission of Mr. Dutta, learned Senior Counsel for the respondent No. 5, this Court directs that this matter be listed on 21.01.2026.

The respondent No. 5 shall invariably place on record the certificate in terms of the direction passed by this Court, vide order dated 08.12.2025.

A copy of the account statement placed on record by Mr. Dutta, learned Senior Counsel for the respondent No. 5 is kept on record and marked as 'X' for identification.

JUDGE

Comparing Assistant