

GAHC010150562023



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

Case No. : WP(C)/3959/2023

LAKHESWAR DAS AND 16 ORS
S/O LATE CHANARAM DAS, VILL- SUKLIAPAR, P.O.-PATACHARKUCHI,
DIST- BARPETA, ASSAM, PIN-781326

2: TARUN CHANDRA MAHANTA
S/O LATE MAHESWAR MAHANTA
VILL- LOWPARA
P.O.-BUNPARA
DIST- NALBARI
ASSAM
PIN-781138

3: TIKARAM ADHIKARI
S/O JAGANIDHI ADHIKARI
VILL-SIPARIA
P.O.-SINGRI
DIST-SONITPUR
ASSAM
PIN-784110

4: FULEN SWARGIARY
S/O PRANESWAR SWARGIARI
VILL-GOLAGAON
P.O.-GOLAGAON
DIST- BARPETA
ASSAM
PIN-781327

5: ON THE DEATH OF KANAK BAISHYA
REPRESENTED BY HIS LEGAL HAIR SMTI ANITA BAISHYA (58 YEARS)

W/O LATE KANAK BAISHYA
R/O VILL AND P.O.- CHARNA BAZAR
DIST-BAKSA

ASSAM
PIN-781328

6: SURENDRA NATH SARMA
S/O LATE DEBDUTT SARMA
VILL-BARSARKUCHI
P.O.-MILANPUR
DIST-NALABRI
ASSAM
PIN-781337

7: BHADRESWAR DEKA
S/O DHANIRAM DEKA
VILL- CHATABORI GAON
P.O.-BORKULOI
DIST- MORIGAON
ASSAM
PIN-782403

8: BHARAT CH. SARMA
S/O DAMBARUDHAR SARMA
VILL- MOHARCHUK
P.O.-SADAR
DIST- NAGAON
ASSAM
PIN-782001

9: SMT. NAMITA DAS
D/O LATE BIRESH CH. DAS
VILL- KRISHNA NAGAR
P.O.-HOJAI
DIST- NAGAON
ASSAM
PIN-782435

10: BUDHESWAR LAHON
S/O LATE DEBESWAR LAHAN
VILL-HATIBANDHA
P.O.-DOBOKA
DIST-NAGAON
ASSAM
PIN-782440

11: MADHAV CH. SARMA
S/O KAHRGESWAR SARMA
VILL-MAJDIA
P.O.-CHOWK BAZAR
DIST-NALBARI

ASSAM
PIN-781334

12: DIMBESWAR ROY
S/O LATE GOPIRAM ROY
VILL- MOUKHOWA
P.O.-MANIKPUR
DIST- BONGAIGAON
ASSAM
PIN-783392

13: SUDHIR CH. DAS
S/O LATE MONURANJAN DAS
VILL-SUTAR GAON
P.O.-DOBOKA
DIST-NAGAON
ASSAM
PIN-782440

14: MD. AKRAM HUSSAIN LASKAR
S/O ABDUL RAHMAN LASKAR
VILL-RAJYESWARPUR
P.O.-BARBOND
DIST-HAILAKANDI
ASSAM
PIN-788164

15: SMT. SARUMAI BORA
W/O DIMBESWAR BORAH
VILL-KUJARBORI
P.O.-JAMUGURI
DIST-NAGAON
ASSAM
PIN-782142

16: RANJAN BORAH
S/O UMA KANTA BORAH
VILL- BARAHAGI GAON
P.O.-PANIBHARAL
DIST- SONITPUR
ASSAM
PIN-784176

17: MD. HAZARAT ALI
S/O LATE BANU SHEIKH
VILL- LALKURA
P.O.-SAHEBGANJ
DIST- DHUBRI

ASSAM
PIN-78333

VERSUS

THE STATE OF ASSAM AND 13 ORS
REPRESENTED BY ITS SECRETARY TO THE GOVT. OF ASSAM,
ENVIRONMENT AND FOREST DEPARTMENT, DISPUR, GUWAHATI-6

2:PRINCIPAL CHIEF CONSERVATOR OF FOREST AND HEAD OF FOREST
FORCE

ASSAM
PANJABARI-37

3:PRINCIPAL SECRETARY TO THE GOVERNMENT OF ASSAM
FINANCE DEPARTMENT

JANATA BHAWAN
DISPUR
GUWAHATI-06

4:PRINCIPAL ACCOUNTANT GENERAL (A AND E)

ASSAM
BELTOLA TINIALI
GUWAHATI
PIN-781029

5:COMMISSIONER AND SECRETARY
GOVERNMENT OF ASSAM

PENSION AND PUBLIC GRIEVANCE
BLOCK-D
JANATA BHAWAN
DISPUR
GUWAHATI-06

6:DIRECTOR

DIRECTORATE OF PENSION
HOUSEFED COMPLEX
CENTRAL BLOCK
BELTOLA ROAD
HOUSEFED
GUWAHATI-06

7:DIVISIONAL FOREST OFFICER

BARPETA DIVISION
DIST AND P.O.-BARPETA
ASSAM
PIN-781301

8:DIVISIONAL FOREST OFFICER
NALBARI DIVISION
DIST AND P.O.-NALBARI
ASSAM
PIN-781335

9:DIVISIONAL FOREST OFFICER
SONITPUR DIVISION
DIST AND P.O.-SONITPUR
ASSAM
PIN-782123

10:DIVISIONAL FOREST OFFICER
MORIGAON DIVISION
DIST AND P.O.-MORIGAON
ASSAM
PIN-782105

11:DIVISIONAL FOREST OFFICER
NAGAON DIVISION
DIST AND P.O.-NAGAON
ASSAM
PIN-782001

12:DIVISIONAL FOREST OFFICER
BONGAIGAON DIVISION
DIST AND P.O.-BONGAIGAON
ASSAM
PIN-783380

13:DIVISIONAL FOREST OFFICER
HAILAKANDI DIVISION
DIST AND P.O.-HAILAKANDI
ASSAM
PIN-788151

14:DIVISIONAL FOREST OFFICER
DHUBRI DIVISION
DIST AND P.O.-DHUBRI
ASSAM
PIN-78330

Advocate for the Petitioner : MR. B K DAS, MR H P GUWALA,H P NEOG

Advocate for the Respondent : SC, FOREST, MR. C S HAZARIKA, ADDL. SR. GOVT.
ADVOCATE (R-5 & R-6),MR K K MEDHI (R-4),MR P NAYAK (R-3),MR D GOGOI (R-1, R-2 & R-
7 TO R-14),SC, FINANCE DEPTT.,SC, AG,GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

17.03.2025

Heard Mr. H.P. Guwala, learned counsel for the petitioners. Also heard Mr. I. Borthakur, learned Standing Counsel, Forest Department, Mr. K.K. Medhi, learned counsel for the respondent No.4, Mr. A. Chakraborty, learned Government Advocate for the respondent Nos. 5 and 6.

The learned counsel for the petitioners submits that an Interlocutory Application has been filed seeking substitution of the legal heir in respect of the petitioner No.3, Tikaram Adhikari who had expired during the pendency of the writ petition. The Interlocutory Application filed is however is not listed before the Court. He therefore, submits that the matter be deferred and be listed along with the Interlocutory Application.

Registry to trace out the Interlocutory Application stated to have been filed by the petitioners as submitted by the learned counsel for the petitioners and list it along with the writ petition on a date to be fixed by the Registry after two weeks.

List accordingly.

JUDGE

Comparing Assistant