

GAHC010046082023



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

**Case No. : WP(C)/1212/2023**

M/S DAYAL CONSTRUCTIONS AND ANR  
HAVING OFFICE AT M/S DAYAL ENTERPRISES A T ROAD MAKUM ROAD  
NEAR TOKRIGOLA P.O. P.S AND DIST. TINSUKIA ASSAM PIN 786125 REP  
.BY THE PETITIONER NO. 2 SRI RAVI CHOUDHURY

2: RAVI CHOUDHURY  
S/O RAJENDRA PRASAD CHOUDHURY R/O CHALIHA NAGAR NEAR TDA  
OFFICE P.O P.S AND DIST. TINSUKIA ASSAM PIN 78612

VERSUS

THE STATE OF ASSAM AND 7 ORS  
REP. BY THE SEC. TO THE GOVT. OF ASSAM TOWN AND COUNTRY  
PLANNING DEPTT. DISPUR GUWAHATI ASSAM 781006

2:THE TINSUKIA MUNICIPAL BOARD  
GNB ROAD TINSUKIA ASSAM 786125

3:THE CHAIRMAN  
TINSUKIA MUNICIPAL BOARD GNB ROAD TINSUKIA ASSAM 786125

4:THE EXECUTIVE OFFICER  
TINSUKIA MUNICIPAL BOARD GNB ROAD TINSUKIA ASSAM 786125

5:THE TOWN PLANNER  
TINSUKIA MUNICIPAL BOARD GNB ROAD TINSUKIA ASSAM 786125

6:THE DEPUTY COMMISSIONER  
DIST. TINSUKIA ASSAM 786125

7:RANJU AGARWAL  
W/O RAM PRAKASH AGARWAL (JINDAL) R/O CHIRWAPATTY ROAD NEAR  
DEVI MANDIR P.O P.S AND DIST. TINSUKIA ASSAM 786125

8:RAM PRAKASH AGARWAL (JINDAL)  
S/O LT. HANUMAN PRASAD AGARWAL (JINDAL) R/O CHIRWAPATTY  
ROAD NEAR DEVI MANDIR P.O P.S AND DIST. TINSUKIA ASSAM 78612

**Advocate for the Petitioner** : MR. B D KONWAR SR. ADV., MR H AGARWAL,MR J SINGH

**Advocate for the Respondent** : GA, ASSAM, MR. S BORTHAKUR (R-2 TO 5),MR. S S ROY(R-2 TO 5),MR. BHASKAR DUTTA, SENIOR ADVOCATE (r-7,8),MR J DAS (r-7,8),MR. SAILENDRA DEKA (r-7,8)

Linked Case : I.A.(Civil)/154/2025

M/S DAYAL CONSTRUCTIONS AND 4 ORS  
REP. BY SRI RAJENDRA PRASAD CHOUDHURY  
HAVING OFFICE AT C/O. M/S DAYAL ENTERPRISES  
A.T.ROAD (MAKUM ROAD)  
NEAR TOKRIGOLA  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

2: RAJENDRA PRASAD CHOUDHURY  
S/O- LT. SATYANARAYAN CHOUDHURY  
R/O- CHALIHA NAGAR  
NEAR TINSUKIA DEVELOPMENT OFFICE  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125 AND ALSO HAVING THEIR OFFICE ADDRESS AT C/O. M/S  
DAYAL ENTERPRISES  
A.T.ROAD (MAKUM ROAD)  
NEAR TOKRIGOLA  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

3: RAVI CHOUDHURY  
S/O- LT. SATYANARAYAN CHOUDHURY  
R/O- CHALIHA NAGAR  
NEAR TINSUKIA DEVELOPMENT OFFICE  
P.O.

P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125 AND ALSO HAVING THEIR OFFICE ADDRESS AT C/O. M/S  
DAYAL ENTERPRISES  
A.T.ROAD (MAKUM ROAD)  
NEAR TOKRIGOLA  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

4: VISHAL CHOUDHURY  
S/O- SRI RAJENDRA PRASAD CHOUDHURY  
R/O- CHALIHA NAGAR  
NEAR TINSUKIA DEVELOPMENT OFFICE  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125 AND ALSO HAVING THEIR OFFICE ADDRESS AT C/O. M/S  
DAYAL ENTERPRISES  
A.T.ROAD (MAKUM ROAD)  
NEAR TOKRIGOLA  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

5: SHASHI CHOUDHURY  
S/O- SRI RAJENDRA PRASAD CHOUDHURY  
R/O- SHAKSHI MOTORS  
CHIRWAPATTY ROAD  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
VERSUS

RANJU AGARWAL AND ORS  
W/O- SRI RAM PRAKASH AGARWAL (JINDAL)  
R/O- CHIRWAPATTY ROAD  
NEAR DEVI MANDIR  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

2:RAM PRAKASH AGARWAL (JINDAL)  
S/O- LATE HANUMAN PRASAD AGARWAL (JINDAL)  
R/O- CHIRWAPATTY ROAD

NEAR DEVI MANDIR  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

3:THE STATE OF ASSAM  
REP BY THE PP  
ASSAM

4:THE DIRECTOR  
MUNICIPAL ADMINISTRATION  
ASSAM  
DISPUR  
GHY-06

5:THE EXECUTIVE OFFICER  
TINSUKIA MUNICIPAL BOARD  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

6:SWAPNA GARODIA  
W/O- SANJAY GARODIA  
C/O GARODIA AUTO MOBILES  
MORAN TOWN  
P.O. AND P.S. MORAN  
DIST.- SIVASAGAR  
ASSAM  
PIN- 785640

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Advocate for : MR. B D KONWAR SR. ADV.  
Advocate for : MR. B DUTTA appearing for RANJU AGARWAL AND ORS

Linked Case : I.A.(Civil)/2305/2024

RANJU AGARWAL AND ANR  
W/O RAM PRAKASH AGARWAL (JINDAL) R/O CHIRWAPATTY ROAD NEAR  
DEVI MANDIR P.O P.S AND DIST. TINSUKIA ASSAM 786125

2: RAM PRAKASH AGARWAL (JINDAL)  
S/O LT. HANUMAN PRASAD AGARWAL (JINDAL) R/O CHIRWAPATTY ROAD  
NEAR DEVI MANDIR P.O P.S AND DIST. TINSUKIA ASSAM 786125  
VERSUS

M/S DAYAL CONSTRUCTIONS AND 7 ORS  
HAVING OFFICE AT M/S DAYAL ENTERPRISES A T ROAD MAKUM ROAD  
NEAR TOKRIGOLA P.O. P.S AND DIST. TINSUKIA ASSAM PIN 786125 REP .BY  
THE PETITIONER NO. 2 SRI RAVI CHOUDHURY

2:RAVI CHOUDHURY  
S/O RAJENDRA PRASAD CHOUDHURY R/O CHALIHA NAGAR NEAR TDA  
OFFICE P.O P.S AND DIST. TINSUKIA ASSAM PIN 786125

3:THE STATE OF ASSAM  
REP. BY THE SEC. TO THE GOVT. OF ASSAM TOWN AND COUNTRY  
PLANNING DEPTT. DISPUR GUWAHATI ASSAM 781006

4:THE TINSUKIA MUNICIPAL BOARD  
GNB ROAD TINSUKIA ASSAM 786125

5:THE CHAIRMAN  
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TINSUKIA MUNICIPAL BOARD GNB ROAD TINSUKIA ASSAM 786125

7:THE TOWN PLANNER  
TINSUKIA MUNICIPAL BOARD GNB ROAD TINSUKIA ASSAM 786125

8:THE DEPUTY COMMISSIONER  
DIST. TINSUKIA ASSAM 786125

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Advocate for : MR. SAIENDRA DEKA  
Advocate for : MR. B D KONWAR SR. ADV. appearing for M/S DAYAL  
CONSTRUCTIONS AND 7 ORS

Linked Case : WP(C)/392/2023

RANJU AGARWAL AND ANR.  
W/O- SRI RAM PRAKASH AGARWAL (JINDAL)  
R/O- CHIRWAPATTY ROAD  
NEAR DEVI MANDIR  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

2: RAM PRAKASH AGARWAL (JINDAL)  
S/O- LATE HANUMAN PRASAD AGARWAL (JINDAL)  
R/O- CHIRWAPATTY ROAD

NEAR DEVI MANDIR  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125  
VERSUS

THE STATE OF ASSAM AND 8 ORS  
REP. BY THE SECY. TO THE GOVT. OF ASSAM  
TOWN AND COUNTRY PLANNING DEPTT.  
DISPUR  
GHY-06

2:THE DIRECTOR  
MUNICIPAL ADMINISTRATION  
ASSAM  
DISPUR  
GHY-06

3:THE EXECUTIVE OFFICER  
TINSUKIA MUNICIPAL BOARD  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

4:M/S DAYAL CONSTRUCTIONS  
REP. BY SRI RAJENDRA PRASAD CHOUDHURY  
HAVING OFFICE AT C/O. M/S DAYAL ENTERPRISES  
A.T.ROAD (MAKUM ROAD)  
NEAR TOKRIGOLA  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

5:RAJENDRA PRASAD CHOUDHURY  
S/O- LT. SATYANARAYAN CHOUDHURY  
R/O- CHALIHA NAGAR  
NEAR TINSUKIA DEVELOPMENT OFFICE  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125 AND ALSO HAVING THEIR OFFICE ADDRESS AT C/O. M/S  
DAYAL ENTERPRISES  
A.T.ROAD (MAKUM ROAD)  
NEAR TOKRIGOLA  
P.O.

P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125

6:RAVI CHOUDHURY  
S/O- LT. SATYANARAYAN CHOUDHURY  
R/O- CHALIHA NAGAR  
NEAR TINSUKIA DEVELOPMENT OFFICE  
P.O.  
P.S. AND DIST.- TINSUKIA  
ASSAM  
PIN- 786125 AND ALSO HAVING THEIR OFFICE ADDRESS AT C/O. M/S  
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A.T.ROAD (MAKUM ROAD)  
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7:VISHAL CHOUDHURY  
S/O- SRI RAJENDRA PRASAD CHOUDHURY  
R/O- CHALIHA NAGAR  
NEAR TINSUKIA DEVELOPMENT OFFICE  
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MORAN TOWN

P.O. AND P.S. MORAN  
DIST.- SIVASAGAR  
ASSAM  
PIN- 785640  
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Advocate for : MR. BHASKAR DUTTA  
SENIOR ADVOCATE  
Advocate for : SR. GA  
ASSAM appearing for THE STATE OF ASSAM AND 8 ORS

**BEFORE**  
**HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

**ORDER**

**13.08.2025**

On a request made on behalf of Shri B. Dutta, learned Senior Counsel for the petitioners, the matters are adjourned to be listed on 08.09.2025.

Interim order, if any, to continue till the next date of listing.

**JUDGE**

**Comparing Assistant**