

GAHC010162762023



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

Case No. : WP(C)/4420/2023

KANDARPA KUMAR DEKA AND 5 ORS
SON OF BHUMIDHAR DEKA,
RESIDENT OF VILL- RAMHARI,
P.O.- RAMHARI, DIST.- DARRANG,
PIN- 784529, ASSAM.

2: SANUAR HUSSAIN
SON OF SHRI ABDUL SAMAD

RESIDENT OF VILLAGE- CHENIBARI

P.O.- BHERBHERIBILL

DISTRICT- DARRANG
PIN- 784525
ASSAM.

3: RUPAN BISWAS
SON OF SHRI RUPESHWAS BISWAS

RESIDENT OF VILLAGE- BALOPARA

P.O.- MANGALDOI
DISTRICT- DARRANG

PIN- 784529
ASSAM.

4: AJAY KUMAR NATH
SON OF SHRI KHAGENDRA NATH

RESIDENT OF VILLAGE- PACHIM CHUBA

P.O.- SIPAJHAR

PIN- 784145

ASSAM.

5: KUSUMBAR DEKA
SON OF SHRI DEBEN DEKA

RESIDENT OF VILLAGE- CHANDALPARA

P.O.- RAMHARI CHOWKI

P.S.- MANGALDAI
DISTRICT- DARRANG

ASSAM.

6: JUGAL SAHARIA
SON OF SHRI LOHIT CHANDRA SAHARIA

RESIDENT OF VILLAGE- PACHIM CHUBA

P.O.- SIPAJHAR
DISTRICT- DARRANG

PIN- 784145
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM,
IRRIGATION DEPARTMENT, DISPUR,
GUWAHATI-05, ASSAM.

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM
IRRIGATION DEPARTMENT
DISPUR
GUWAHATI-05
ASSAM.

3:THE CHIEF ENGINEER
DEPARTMENT OF IRRIGATION
ASSAM
CHANDMARI- 781003
ASSAM.

4:THE EXECUTIVE ENGINEER

MANGALDOI DIVISION (IRRIGATION)
MANGALDOI
PIN- 784125
ASSAM

Advocate for the Petitioner : MR. P MAHANTA

Advocate for the Respondent : SC, IRRIGATION

BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM

ORDER

Date : 04/08/2023

Heard Ms. C. Das, learned counsel for the writ petitioners. Perused the averments made in the writ petition.

It appears that the petitioners are seeking employment in public office in lieu of land belonging to their fore-fathers which was allegedly acquired by the Irrigation Department.

Mr. N. Upadhyay, learned Standing Counsel, Irrigation Department, Assam, while submitting that such a relief would not be maintainable in the eyes of law, prays for some time to obtain instruction.

Prayer allowed.

Issue notice of motion returnable in four weeks.

Since the respondents are already represented by Mr. Upadhyay, no formal notice is required to be sent in this case. However, extra copies of the writ petition, requisite in numbers, be furnished to the learned departmental counsel within one week from today.

List accordingly.

JUDGE

sukhamay

Comparing Assistant