

GAHC010168732022



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

**Case No. : WP(C)/5515/2022**

SORHAB ALI  
S/O- LATE OSIAL HOQUE ,  
VILL AND P.O- PATAKATA,  
DIST- SOUTH SALMARA MANKACHAR, ASSAM,  
PIN-783127

VERSUS

THE STATE OF ASSAM AND 6 ORS  
REP. BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,  
PANCHAYAT AND RURAL DEVELOPMENT DEPTT., DISPUR, GUWAHATI-06.

2:THE COMMISSIONER  
OF PANCHAYAT AND RURAL DEVELOPMENT DEPTT.

ASSAM  
PANJABARI  
JURIPAR  
GUWAHATI-37.

3:THE PRESIDENT

SOUTH SALMARA MANKACHAR ZILLA PARISHAD  
HATSINGIMARI  
P.O. HATSINGIMARI  
DIST. SOUTH SALMARA MANKACHAR  
ASSAM  
PIN-783135.

4:THE CHIEF EXECUTIVE OFFICER

SOUTH SALMARA MANKACHAR ZILLA PARISHAD  
HATSINGIMARI  
P.O. HATSINGIMARI  
DIST. SOUTH SALMARA MANKACHAR  
ASSAM  
PIN-783135.

5:THE PRESIDENT OF SOUTH SALMARA ANCHALIK PANCHAYAT

SOUTH SALMARA  
P.O. FAKIRGANJ AND P.S. SOUTH SALMARA  
DIST. SOUTH SALMARA MANKACHAR  
ASSAM  
PIN-783127.

6:THE EXECUTIVE OFFICER

SOUTH SALMARA ANCHALIK PANCHAYAT  
P.O. FAKIRGANJ  
DIST. SOUTH SALMARA MANKACHAR  
ASSAM  
PIN-783135.

7:JEL HOQUE  
S/O. LT. BAREK ALI SARKAR  
VILL. AND P.O. PATAKATA  
DIST. SOUTH SALMARA MANKACHAR  
ASSAM  
PIN-783127

**Advocate for the Petitioner** : MR. P J SAIKIA

**Advocate for the Respondent** : SC, P AND R.D.

**BEFORE**  
**HONOURABLE MR. JUSTICE SUMAN SHYAM**

**ORDER**

**26.08.2022**

Heard Mr. P. J. Saikia, learned counsel for the petitioner. Perused the averments made in the writ petition.

The grievance of the petitioner is on account of the fact that the respondents have not yet floated any NIT for regular settlement of the market in question and the said position has remained unaltered since last 5/6 years.

Mr. S. Dutta, learned Standing Counsel, P & RD Department, Assam prays for some time to obtain instruction.

Issue notice of motion returnable in four weeks.

Since Mr. S. Dutta, learned Standing Counsel, P & RD Department, has entered appearance and accepted notice on behalf of respondent Nos.1, 2, 4 and 6, no formal notice is required to be sent to the said respondents. However, extra copies of the writ petition, requisite in numbers, be furnished to the learned departmental counsel within a week from today so as to enable him to obtain instruction.

Petitioner to take steps for service of notice upon the remaining respondents by registered post with A/D within a week from today.

Heard on the prayer of interim relief.

The said prayer will be considered on the returnable date.

**JUDGE**

**Comparing Assistant**