

GAHC010169582025



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

Case No. : WP(C)/4321/2025

BALARAM PAUL AND 2 OTHERS
S/O- LATE GOURANGA CH. PAUL,
R/O- WARD NO-5,
P.S AND P.O- BILASIPARA, DIST- DHUBRI, PIN-783348, ASSAM

2: ANIKET PAUL
S/O- LATE PARITOSH PAUL

R/O- WARD NO-8

P.S AND P.O- BILASIPARA
DIST- DHUBRI
PIN-783348
ASSAM

3: JAGANNATH PAUL
S/O- LATE PARIKHIT PAUL

R/O- WARD NO-8

P.S AND P.O- BILASIPARA
DIST- DHUBRI
PIN-783348
ASSA

VERSUS

THE STATE OF ASSAM AND ANOTHER
REP BY THE COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM,
REVENUE DEPARTMENT, GUWAHATI, ASSAM

2: THE DISTRICT COMMISSIONER AND COLLECTOR
DHUBRI
ASSA

Advocate for the Petitioner : MR B DEORI, MR. S KATAKI,MR G BHARADWAJ

Advocate for the Respondent : SC, REVENUE, GA, ASSAM

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

ORDER

01.08.2025

Heard Shri S. Katak, learned counsel for the petitioners, who are aggrieved by a land acquisition proceeding under Assam Land (Requisition and Acquisition) Act, 1964. By drawing the attention of this Court to the notice which has been stated to be issued under Section 3(1) read with Rule 3 of the said Act in the Rules, it is submitted that the Company envisaged under the said notice would not come into definition of such Company under Section 3.

2. Let notice be issued, returnable on 22.08.2025.

3. Ms. P.R. Mahanta, learned Standing Counsel, Revenue Department accepts notice on behalf of the respondent no. 1 and Shri N. Goswami, learned State Counsel accepts notice on behalf of the respondent no. 2. Extra copies of the writ petition be served upon the learned counsel for the respondents within two working days.

4. Shri Katak, learned counsel for the petitioners prays for an interim order.

5. After hearing, it is provided that the peaceful possession of the petitioners over the plot of land should not be disturbed till the next date of listing.

6. Since this order has been passed at the motion stage without instructions, the same would be reconsidered on the returnable date after obtaining of the instructions by the learned State Counsel.

7. List on 22.08.2025.

JUDGE

Comparing Assistant