

GAHC010175442016



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

Case No. : WP(C)/7163/2016

SABITA DAS
W/O. LT. SURAJ DAS, R/O. SMCH, GHUNGOOR, SILCHAR, C/O. NEW I-WAY,
OPP. PRINCIPAL'S BUNGLOW, SILCHAR MEDICAL COLLEGE HOSPITAL,
PIN-788014, CACHAR, ASSAM.

VERSUS

STATE OF ASSAM and 5 ORS.
REP. BY THE COMM. and SECY. TO THE GOVT. OF ASSAM, URBAN
DEVELOPMENT DEPTT., DISPUR, GHY.-06, ASSAM.

2:THE DY. DIRECTOR

TOWN and COUNTRY PLANNING
SILCHAR
CACHAR
ASSAM.

3:THE CHAIRMAN

SILCHAR DEV. AUTHORITY
SILCHAR
CACHAR
ASSAM.

4:(c) SRI DWIJARAJ GHOSH
S/O. LATE ANITA GHOSH.
RESIDENT OF HOUSE NO. 42
SUBHASH NAGAR
KARIMGANJ
ASSAM
PIN-788710.

4:(a) SRI NIRENDRA CHANDRA GHOSH
HUSBAND OF LATE ANITA GHOSH
HOUSE NO. 42
SUBHASH NAGAR
KARIMGANJ
ASSAM
PIN-788710.

4:ON THE DEATH OF ANITA GHOSH
HER LEGAL HEIRS
SUBHASH NAGAR
KARIMGANJ
PIN-788710
ASSAM.

4:(b) MS. ANANYA GHOSH
D/O. LATE ANITA GHOSH
HOUSE NO. 42
SUBHASH NAGAR
KARIMGANJ
ASSAM
PIN-788710.

5:DR. NITISH CHANDRA GHOSH

R/O. C.R. AVENUE
BANKIM SARANI
SILCHAR-788012
CACHAR
ASSAM.

6:SRI DEBOTOSH CHOUDHURY DEBOL

C/O. ANANYA TENT HOUSE
HOSPITAL ROAD
SILCHAR-788001
CACHAR
ASSAM

Advocate for the Petitioner : MR.S HAZARIKA

Advocate for the Respondent : MR.D MOZUMDER(R- 5and6)

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

Date : 25.05.2022

Mr. B. Deuri, learned Government Advocate appears for the respondent seeks time for a week to obtain instructions in respect of the Appellate Authority if any appointed by the State in terms of Section 43 of the Assam Town and Country Planning Act. He also seeks time to refer to the zoning Rules framed by the Government in respect of the construction of buildings in urban areas.

Mr. S. P. Choudhury, learned counsel appears for the respondent No. 3 also seeks some time to bring on record the enquiry report submitted by the Building Inspectors and also other additional documents which have appearing in the present proceedings.

Mr. D. Chakrabarty, learned counsel appearing for the petitioner submits that he has no objection to the prayers made but he submits that the interim order granted earlier by this Court be extended.

Prayers made are allowed.

List this matter on 13.06.2022.

Interim order passed on 28.11.2016 will continue till the next date fixed.

JUDGE

Comparing Assistant