

GAHC010176502023



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

Case No. : WP(C)/5224/2023

NIROD CH GHOSH AND ANR
S/O- LATE REBATI MOHAN GHOSH,
VILL- PUAL PARA, WARD NO. 09,
P.O.- BONGAIGAON,
P.S.- BONGAIGAON,
DIST.- BONGAIGAON, ASSAM.

2: RATAN CH. GHOSH
S/O- LATE REBATI MOHAN GHOSH

VILL- PUAL PARA
WARD NO. 09

P.O.- BONGAIGAON

P.S.- BONGAIGAON

DIST.- BONGAIGAON
ASSAM

VERSUS

THE STATE OF ASSAM AND 6 ORS
THROUGH THE CHIEF SECRETARY TO THE GOVT. OF ASSAM,
DISPUR, GHY-6.

2:THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
RELIEF AND REHABILITATION DEPARTMENT
DISPUR
GHY-6.

3:THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPARTMENT
DISPUR

GHY-06.

4:THE DEPUTY COMMISSIONER
BONGAIGAON
P.O. AND DIST.- BONGAIGAON

ASSAM.

5:THE DEPUTY COMMISSIONER
GOALPARA
P.O. AND DIST.- GOALPARA
ASSAM.

6:THE DEPUTY COMMISSIONER
DHUBRI
P.O. AND DIST.- DHUBRI
ASSAM.

7:THE CIRCLE OFFICER
BONGAIGAON REVENUE CIRCLE
P.O. AND DIST.- BONGAIGAON

ASSAM

Advocate for the Petitioner : MR M H AHMED, I AMIN,MS. N SULTANA

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

Linked Case : WP(C)/5227/2023

UTTAM SARKAR AND 3 ORS
S/O- LATE UPEN SARKAR @ UPENDRA CH. SARKAR

VILL. PUAL PARA
WARD NO. 11

P.O.- BONGAIGAON

P.S.- BONGAIGAON

DIST.- BONGAIGAON
ASSAM.

2: UDEY SARKAR
S/O- LATE UPEN SARKAR @ UPENDRA CH. SARKAR

VILL. PUAL PARA
WARD NO. 11

P.O.- BONGAIGAON

P.S.- BONGAIGAON

DIST.- BONGAIGAON
ASSAM.

3: APU SARKAR
S/O- LATE UPEN SARKAR @ UPENDRA CH. SARKAR

VILL. PUAL PARA
WARD NO. 11

P.O.- BONGAIGAON

P.S.- BONGAIGAON

DIST.- BONGAIGAON
ASSAM.

4: BISWAJIT SARKAR
S/O- LATE UPEN SARKAR @ UPENDRA CH. SARKAR

VILL. PUAL PARA
WARD NO. 11

P.O.- BONGAIGAON

P.S.- BONGAIGAON

DIST.- BONGAIGAON
ASSAM.
VERSUS

THE STATE OF ASSAM AND 6 ORS
THROUGH THE CHIEF SECRETARY TO THE GOVT. OF ASSAM

DISPUR
GHY-6.

2:THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
RELIEF AND REHABILITATION DEPARTMENT

DISPUR
GHY-6.

3:THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPARTMENT
DISPUR
GHY-6.

4:THE DEPUTY COMMISSIONER
BONGAIGAON
P.O. AND DIST.- BONGAIGAON
ASSAM.

5:THE DEPUTY COMMISSIONER
GOALPARA
P.O. AND DIST.- GOALPARA
ASSAM.

6:THE DEPUTY COMMISSIONER
DHUBRI
P.O. AND DIST.- DHUBRI
ASSAM.

7:THE CIRCLE OFFICER
BONGAIGAON REVENUE CIRCLE
P.O. AND DIST.- BONGAIGAON
ASSAM.

Advocate for : MR M H AHMED
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 6 ORS

BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR

ORDER

Date : 13-10-2025

Mr. R. Ali, learned counsel appearing on behalf of Mr. M. H. Ahmed, learned counsel for the petitioners has submitted that his senior is

not in a position to appear before the Court today, and, therefore, prays for adjournment of the matters.

The present writ petition has been filed challenging the premium for the land in question which the petitioner contends to be exorbitant and without any valid basis.

By order dated 13.09.2023, notices were issued and on a submission made by the learned counsel for the petitioner, WP(C)/4181/2021 was required to be listed along with this writ petition.

Today, on perusal of the contents of the records of WP(C)/4181/2021, it appears that while WP(C)/4181/2021 relates to litigation against the Education department, the present writ petition being WP(C)/5224/2023 is not on the same subject matter.

Although the writ petition had been instituted in the year 2023, the learned Standing counsel, Revenue department has made a submission before this Court that he is not in possession of the copies of the writ petition, and, therefore, the affidavit-in-opposition could not be filed.

Mr. R. Ali, learned counsel has submitted before this Court that he would communicate with the learned counsel for the petitioner to ensure that extra copies of the writ petition is furnished to the learned counsel appearing for the Revenue department within a period of 1 (one) week from today. The Revenue department may thereafter file their affidavit-in-oppositon within a period of 3 (three) weeks.

List the matter after 4 (four) weeks, on a date to be fixed by the Registry.

JUDGE

Comparing Assistant