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

Case No. : WP(C)/5024/2025

MD JAHIRUL ISLAM
S/O JAMSHED ALI, R/O BYE LANE NO. 1, J.P. AGARWALLA ROAD,
BHARALUMUKH, P.O. AND P.S.- BHARALUMUKH, GUWAHATI, DIST-
KAMRUP (M), ASSAM, PIN-781009

VERSUS

THE STATE OF ASSAM AND 2 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY, GOVERNMENT
OF ASSAM, MUNICIPAL ADMINISTRATION DEVELOPMENT, DISPUR,
GUWAHATI, PIN-781006, DIST- KAMRUP (M), ASSAM

2:THE COMMISSIONER
GUWAHATI MUNICIPAL CORPORATION
GANESHGURI
DISPUR
GUWAHATI
PIN-781005
DIST- KAMRUP (M)
ASSAM

3:THE MEMBER MAYOR-IN-COUNCIL (APPEAL)
GUWAHATI MUNICIPAL CORPORATION
UZAN BAZAR
GUWAHATI-78100

Advocate for the Petitioner : MR. U K GOSWAMI, MR. I A HAZARIKA,MS. A TALUKDAR

Advocate for the Respondent : SC, GMC,

Linked Case : WP(C)/4562/2024

SANJAY SHARMA
S/O- LATE JAY PRAKASH SHARMA

C/O- NEW J.B. COMPLEX (1ST FLOOR)

FLAT NO. 103
J.P. AGARWAL ROAD
SANTIPUR

GUWAHATI- 781009
DISTRICT- KAMRUP(M)

ASSAM.

VERSUS

THE GOVERNMENT OF ASSAM AND 2 ORS
THROUGH THE SECRETARY

URBAN DEVELOPMENT
GOVERNMENT OF ASSAM

DISPUR
GUWAHATI- 781006.

2:THE COMMISSIONER
GUWAHATI MUNICIPAL CORPORATION
UZANBAZAR
GUWAHATI- 781001

ASSAM.

3:MD. JEHIRUL ISLAM
C/O- J.B. COMPLEX
1ST BYE LANE

J.P. AGARWALLA
SANTIPUR

GUWAHATI-781009.

Advocate for : PETITIONER IN PERSON
Advocate for : SC

GMC appearing for THE GOVERNMENT OF ASSAM AND 2 ORS

BEFORE
HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR
ORDER

22/01/2026

Heard Mr. I A Hazarika, learned counsel for the petitioner in WP(C) No. 5024/2025 and Mr. S Sharma, petitioner in person in WP(C) No. 4562/2024. Also heard Mr. P Nayak, learned Additional Advocate General, Assam, appearing for the State respondents in the above noted two writ petitions.

Mr. Nayak, learned Additional Advocate General, Assam, on instructions submits that the demolition of the unauthorized constructions as made in the building has since been completed.

Mr. S Sharma, petitioner in person in WP(C) No. 4562/2024 submits that although, the demolition has been carried out, the debris of the same is still lying in the premises, which is causing inconvenience to the other occupants of the building and further, the same has the effect of causing damage to the building.

Mr. I A Hazarika, learned counsel for the petitioner in WP(C) No. 5024/2025 submits that the said debris would be removed from the premises of the building within 15 (fifteen) days from today.

Registry to list these matters again on **19.02.2026**.

On the next date of listing, the GMC authorities shall place before this

Court a report through Mr. P Nayak, learned Additional Advocate General, Assam with regard to the clearance of the debris from the premises of the building by the petitioner in WP(C) No. 5024/2025. The said aspect of the matter be also apprised to this Court by the petitioner in WP(C) No. 4562/2024.

JUDGE

Comparing Assistant