

GAHC010187582022



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

Case No. : WP(C)/6321/2022

PRITAM NARZARY
S/O SRI BIKASH NARZARY, R/O VILL-DAWAGURI NO. 1, P.O.-GOLADNAGI,
P.S.-GOSAIGAON, DIST-KOKRAJHAR, BTAD, ASSAM, PIN-783361

VERSUS

THE STATE OF ASSAM AND 5 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, DEPARTMENT OF ENVIRONMENT AND
FOREST, DISPUR, GUWAHATI-781006, KAMRUP METRO, ASSAM

2:THE PRINCIPAL CHIEF CONSERVATOR OF FOREST AND HEAD OF
FOREST
ASSAM
REHABARI
KAMRUP METRO
GUWAHATI-781008

3:THE ADDITIONAL PRINCIPAL CHIEF CONSERVATOR OF FORESTS (T)
LOWER ASSAM ZONE
KACHARIGHAT
GUWAHATI-781001
KAMRUP METRO
ASSAM

4:THE CONSERVATOR OF FOREST
LOWER ASSAM SOCIAL FORESTRY CIRCLE
BONGAIGAON
ASSAM
PIN-783380

5:THE DIVISIONAL FOREST OFFICER

AIE VALLEY FOREST DIVISION
BONGAIGAON
ASSAM
PIN-783380

6:THE DEPUTY COMMISSIONER
BONGAIGAON
ASSAM
PIN-78338

Advocate for the Petitioner : MR. A CHAMUAH

Advocate for the Respondent : SC, FOREST

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 23/09/2022

Heard Mr. A. Chamuah, learned counsel for the writ petitioner. Perused the averments made in the writ petition.

The petitioner is aggrieved by premature termination of the mining lease granted to it as well as the steps initiated by the department for recovery of the dues on account of alleged default on the part of the writ petitioner.

Mr. D. Gogoi, learned Standing Counsel, Forest Department, Assam, prays for some time to obtain instruction.

Issue notice of motion returnable in eight weeks.

Since Mr. D. Gogoi, learned Standing Counsel, Forest Department, Assam, has appeared and accepted notice on behalf of the respondent nos. 1 to 5 and Mr. C.K. S. Baruah, learned Government Advocate, Assam, has accepted notice on behalf of the respondent no. 6, service of notice is deemed to be complete in this case. However, extra copies of the writ petition, requisite in numbers, be

furnished to the learned departmental counsel(s) within one week from today, so as to enable them to obtain instruction.

Heard on the prayer of interim relief. The said prayer will be considered on the returnable date.

However, as an ad-interim measure, it is hereby provided that further proceeding in connection with Bakijai Case No. Bong/FOR/1/2021 pursuant to notice dated 31/08/2022 and Bakijai Case No. Bong/FOR/2/2021 dated 31/08/2022, shall remain suspended until the returnable date.

List the matter after eight weeks.

JUDGE

sukhamay

Comparing Assistant