

GAHC010188632023



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

Case No. : WP(C)/5009/2023

JAHANGIR ALI SHAIKH AND 7 ORS.
S/O- LATE HAZARAT ALI SHAIKH, RESIDENTS OF- ALOMGANJ PART VII,
P.O. ALOMGANJ, DISTRICT- DHUBRI

2: MOYNAL HAQUE
S/O- LATE HAZARAT ALI SHAIKH
RESIDENTS OF- ALOMGANJ PART VII
P.O. ALOMGANJ
DISTRICT- DHUBRI

3: JIYAUH HAQUE
S/O- LATE HAZARAT ALI SHAIKH
RESIDENTS OF- ALOMGANJ PART VII
P.O. ALOMGANJ
DISTRICT- DHUBRI

4: MOZIBAR RAHMAN
S/O- LATE MANIK ULLAH SHAIKH
RESIDENTS OF VILLAGE- CHAUTARA
P.O. AND P.S. GAURIPUR
DISTRICT- DHUBRI
PIN NO. 783331

5: MUNJURUL HAQUE
S/O- LATE MANIK ULLAH SHAIKH
RESIDENTS OF VILLAGE- CHAUTARA
P.O. AND P.S. GAURIPUR
DISTRICT- DHUBRI
PIN NO. 783331

6: SAHAR ALI
S/O- LATE SORHAB ALI
RESIDENTS OF VILLAGE- DALANERLGA PART 2
P.O. AND P.S. GAURIPUR

DISTRICT- DHUBRI
PIN NO. 783331

7: AHAR ALI
S/O- LATE SORHAB ALI
RESIDENTS OF VILLAGE- DALANERALGA PART 2
P.O. AND P.S. GAURIPUR
DISTRICT- DHUBRI
PIN NO. 783331

8: JAHANUDDIN
RESIDENT OF- VILLAGE- CHAUTARA
P.O. AND P.S. GAURIPUR
DISTRICT- DHUBRI
PIN NO. 78333

VERSUS

THE STATE OF ASSAM AND 6 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY, DEPARTMENT
OF REVENUE AND DISASTER MANAGEMENT, GOVERNMENT OF ASSAM,
P.O. DISPUR, GUWAHATI- 781006

2:THE COMMISSIONER AND SECRETARY
DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT
GOVERNMENT OF ASSAM
P.O. DISPUR
GUWAHATI- 781006

3:THE BODOLAND TERRITORIAL COUNCIL
REPRESENTED BY THE PRINCIPAL SECRETARY TO BODOLAND
TERRITORIAL COUNCIL
KOKRAJHAR
ASSAM
PIN NO- 783370

4:THE JOINT SECRETARY
BODOLAND TERRITORIAL COUNCIL
KOKRAJHAR
ASSAM
PIN NO.- 783370

5:THE COMMANDANT
20TH AP (IR) BN. HEADQUARTER
PANBARI
DISTRICT- DHUBRI
PIN NO- 783339

6:THE DEPUTY COMMISSIONER
KOKRAJHAR
PIN NO.- 783370

7:THE CIRCLE OFFICER
BAGRIBARI REVENUE CIRCLE
P.O.- BAGRIBARI
DISTRICT- KOKRAJHAR
PIN NO- 78334

Advocate for the Petitioner : MR. SURAJIT DAS

Advocate for the Respondent : SC, BTC

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

30.08.2023

Heard Mr. S. Das, learned counsel appearing for the writ petitioners.

Perused the averments made in the writ petition.

The controversy in this writ petition pertains to occupation of a plot of land involved in this writ petition. According to the petitioners, the respondent No.5 has illegally encroached the said plot of land.

Mr. Das submits that a report from the Circle Officer, Bagribari Revenue Circle has been called for but it is not known as to whether, the report has, in the meantime been submitted. The learned counsel for the petitioner submits that the report will make the possession of the land clear.

Mr. R. K. Mushahary, learned Standing Counsel, BTC prays for three weeks time to obtain instruction as to whether the report of the Circle Officer, Bagribari Revenue Circle has been submitted in the meantime.

Prayer allowed.

Two extra copies of the writ petition be furnished to Mr. Mushahary during the course of the day.

Let the matter be listed for motion again after two weeks.

JUDGE

Comparing Assistant