

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- DALANERALGA 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 KAUSHIK GOSWAMI

ORDER

Date : 20.05.2024

Mr. B. J. Talukdar, learned Senior Counsel representing the respondent No. 5 has submitted the instruction dated 08.04.2024 in terms of this Court earlier order dated 13.03.2024.

A perusal of the aforesaid instruction indicates that it is difficult to determine whether the lands of the writ petitioners are under the possession of Battalion without carrying out the demarcation of the land.

Mr. R. K. Mushahary, learned Standing Counsel, BTC assures that the necessary demarcation shall be done within a period of 3(three) months from today.

In view of the above, list this matter after 3(three) months on a date to be fixed by the Registry.

The copy of the instruction dated 08.04.2024 is placed on record and marked as 'X'.

JUDGE

Comparing Assistant