

GAHC010180582025



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

**Case No. : WP(C)/4617/2025**

SMTI MERZUNA BEGUM  
W/O- MIRAJUL HOQUE, R/O- VILL- PATAKATA, P.S. -SOUTH SALMARA,  
DIST- SOUTH SALAMARA-MANKACHAR, ASSAM-PIN- 783127.

VERSUS

THE STATE OF ASSAM AND 5 ORS  
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM  
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT,  
DISPUR, GUWAHATI-6

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM  
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT  
DISPUR  
GUWAHATI-6.

3:THE SECRETARY  
ASSAM STATE ELECTION COMMISSION  
PANJABARI  
GUWAHATI-37.

4:DISTRICT COMMISSIONER  
SOUTH SALMARA- MANKACHAR  
HATSINGIMARI P.O AND P.S-HATSINGIMARI  
DIST- SOUTH SALMARA MANKACHAR  
ASSAM-783135.

5:TANZINA KHAN  
W/O- NEKIBUL HUSAIN KHAN  
R/O- VILL- JHALORCHAR  
P.S-MANKACHAR  
DIST- SOUTH SALAMARA-MANKACHAR

ASSAM  
PIN- 783131.

6:WAHEDUR RAHMAN  
S/O- LATE SOFIUR RAHMAN  
R/O- VILL- FEKAMARI  
P.O-FEKAMARI  
P.S. SOUTH SALMARA  
DIST. SOUTH SALMARA MANKACHAR  
ASSA

**Advocate for the Petitioner** : MR. D DAS SR. ADV, MR. A Z AHMED,MR. K MOHAMMED

**Advocate for the Respondent** : GA, ASSAM, MR J SINGH(R-5),MR. B D KONWAR SR. ADV.(R-5),MS. L DEVI(R-5),MR. R K D CHOUDHURY (R-5),MR R ISLAM (R-6),MS. A HUSSAIN (R-6),MS M KURMI (R-6),SC, ASEC,SC, P AND R.D.

Linked Case : WP(C)/4962/2025

NUR YEASMIN SHEIKH  
D/O. NURUL ISLAM SHEIKH  
R/O. VILL.- DARBA  
P/O. RADHAMADHABHAT  
P/S. MANKACHAR  
DIST. SOUTH SALMARA  
ASSAM  
PIN-783131.

VERSUS

THE STATE OF ASSAM AND 6 ORS.  
REP. BY THE PRINCIPAL SECRETARY/ADDITIONAL CHIEF SECRETARY TO  
THE GOVT. OF ASSAM  
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT  
DISPUR  
GUWAHATI-781006.

2:THE COMMISSIONER TO THE GOVT. OF ASSAM  
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT  
PANJABARI  
JURIPAR  
GUWAHATI-37  
ASSAM.

3:THE SECRETARY  
ASSAM STATE ELECTION COMMISSION

PANJABARI  
GUWAHATI-37

4:THE DISTRICT COMMISSIONER  
SOUTH SALMARA MANKACHAR  
HATSINGIMARI  
ASSAM  
PIN-783135.

5:TANZINA KHAN  
W/O. NEKIBUL HUSSAIN KHAN  
R/O. VILL.- JHALORCHAR  
P/S. MANKACHAR  
DIST. SOUTH SALMARA MANKACHAR  
ASSAM  
PIN-783131.

6:WAHIDUR RAHMAN  
S/O. LT. SOFIOR RAHMAN  
R/O. VILL.- FEKAMARI  
P/S. SOUTH SALMARA  
DIST. SOUTH SALMARA MANKACHAR  
ASSAM  
PIN-783131.

7:THE SOUTH SALMARA MANKACHAR DISTRICT CONGRESS COMMITTEE  
REP. BY ITS PRESIDENT  
RAJIV BHAWAN  
HATSINGMARI (MAHAMAYA NAGAR)  
DIST. SOUTH SALMARA MANKACHAR  
ASSAM  
PIN-78135.

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Advocate for : MR. A Z AHMED  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 6 ORS.

**BEFORE**

**HON'BLE MR. JUSTICE ANJAN MONI KALITA**

**O R D E R**

**26.03.2026**

Heard Mr. KN Choudhury, learned senior counsel assisted by Mr. R. M. Deka, learned counsel for the petitioner in WP(C) No.4962/2025 as well as

Mr. D. Das, learned senior counsel assisted by Mr. K. Mohammed, learned counsel for the petitioner in WP(C) No.4617/2025. Also heard Mr. B.D. Konwar, learned senior counsel assisted by Ms. J.M. Konwar, learned counsel for the respondent No.5, Mr. R. Islam, learned counsel for the respondent No.6, Mr. D. Nath, learned Senior Government Advocate, appearing for respondent No.4 and Mr. HRA Choudhury, learned senior counsel assisted by Mr. M. Hussain, learned counsel for respondent No.7.

The matter was substantially heard. At the later stage of the hearing, Mr. BD Konwar, learned senior counsel has produced a document dated 21.08.2025, issued by the Assam Pradesh Congress Committee, which will have some bearing in the instant case and therefore, he prays that the same should be allowed to bring on record by way of an affidavit. He further submits that a Constitution of Indian National Congress will be also relevant in the matter and the same should also be allowed to bring on record by way of an affidavit.

It is directed that Mr. BD Konwar, learned senior counsel shall file an additional affidavit and bring those two documents on record.

Let the matters be listed on **07.04.2026** showing as part-heard.

**JUDGE**

**Comparing Assistant**