

GAHC010193532025



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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.

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Advocate for : PETITIONER IN PERSON  
Advocate for : SC

GMC appearing for THE GOVERNMENT OF ASSAM AND 2 ORS

**BEFORE**  
**HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

**ORDER**

**Date : 05.12.2025**

Mr. I.A. Hazarika and Mr. U. K. Goswami, learned counsels, for the petitioner, in WP(C).No.5024/2025, have submitted that all the tenants occupying rooms in the 3<sup>rd</sup> floor of the building have shifted and the building has also been demolished in part by the builders.

Mr. S. Sarma, petitioner in WP(C).No.4562/2024, appearing in person, however, submits that complete demolition of the 3<sup>rd</sup> floor of the building has not taken place.

Mr. P. Nayak, learned Additional Advocate General, appearing for the State respondents submits that this Court would be pleased to take up this matter on 22.01.2026, on which date he shall also receive an updated status report from the GMC authorities, with regard to the demolition of the unauthorized structure.

Mr. I. A. Hazarika and Mr. U. K. Goswami, learned counsel, for the petitioner in WP(C).No.5024/2025, along with Mr. S. Sarma, petitioner in WP(C).No.4562/2024, shall apprise this Court, about the developments taking place, with regard to the complete demolition of the unauthorized structure, on the next date of listing.

Mr. P. Nayak, learned Additional Advocate General, shall also require

the authorities of GMC to visit the place and submit a report, through him, before this Court, on the next date of listing, about the actual position obtaining in the matter with regard to the demolition of all the unauthorized structure as set up, in the building, in question.

Registry to list these matters again on **22.01.2026**, for further hearing.

**JUDGE**

**Comparing Assistant**