

GAHC010197962024



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

Case No. : WP(C)/5236/2024

MD. ABDUL KALAM AND 25 ORS
SON OF NOOR MAHAMMAD,
BY RELIGION- ISLAM,
BY OCCUPATION- BUSINESS,
RESIDENT OF BHOJKHOWA CHAPARI,
MOUZA- MAHABHAIRAB,
P.O.- BHOJKHOWA CHAPARI,
DISTRICT- SONITPUR, ASSAM.

2: MD. ISHAHAQUE ALI
SON OF LATE NIYAMAT ALI

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

3: MUSST. JAHERA KHATUN
WIFE OF MD. SAMSUL HAQUE

BY RELIGION- ISLAM

BY OCCUPATION- HOUSEWIFE

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

4: MUSST. HAMIDA KHATUN
WIFE OF LATE HASEN ALI

BY RELIGION- ISLAM

BY OCCUPATION- HOUSEWIFE

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

5: MUSST. HONUFA KHATUN
WIFE OF LATE MAJET ALI

BY RELIGION- ISLAM

BY OCCUPATION- HOUSEWIFE

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

6: MD. SURAJ ALI
SON OF LATE MIAY HUSSAIN
BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

7: MD. ABDUL MATLEB
SON OF LATE ALIMUDDIN

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF VILLAGE- BOTOMARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

8: MD. SULTAN AHMED
SON OF LATE GODHA MUNSHI

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

9: MD. RIAJUDDIN
SON OF LATE ABDULLAH

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF CHATAI CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

10: MUSST. FATEMA KHATUN
WIFE OF SAMSUL HAQUE

BY RELIGION- ISLAM

BY OCCUPATION- HOUSEWIFE

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

11: RAHIMA KHATUN
DAUGHTER OF LATE ABDUL KHALEK

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

12: MUSSTT. AISHA SIDDIKA
W/O- LATE AZGAR ALI

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

13: MD. MAZIBUR RAHMAN
SON OF LATE MAHAMMED ALI

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

14: MD. JARIP ALI
SON OF LATE HASEN ALI

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

15: MD. NURUL ISLAM
SON OF LATE ASAN ALI

BY RELIGION- ISLAM

BY OCCUPATION- CULTIVATION

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

16: MD. BILLAL HUSSAIN
SON OF LATE MOSLEMUDDIN

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

17: MUSTT. HAZARA KHATOON
W/O- HABIBUR RAHMAN

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

18: MD. HABIBUR RAHMAN
SON OF MD. NUR ISLAM

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

19: ABIDUR RAHMAN
S/O- MOKBUL HOSSAIN

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

20: SAFIKUL RAHMAN
S/O- LATE NAZIMMUDIN

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

21: AKTAR HUSSAIN
S/O LATE ASAR UDDIN

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

22: ANUWARA BEGUM
W/O- ABDUL KASEM

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

23: YASIN AKRAM
S/O- LATE ABDUL KASEM

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

24: SABIKUL RAHMAN
S/O- MAKBUL HUSSAIN

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

25: JEHERUL HAQUE
S/O- SAMSUL HAQUE

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM.

26: NUR MAHMMAD MUSTAFA
S/O- LATE UNISH ALI

BY RELIGION- ISLAM

BY OCCUPATION- BUSINESS

RESIDENT OF BHOJKHOWA CHAPARI

MOUZA- MAHABHAIRAB

P.O.- BHOJKHOWA CHAPARI

DISTRICT- SONITPUR
ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,
REVENUE AND DISASTER MANAGEMENT,
F BLOCK, 1ST FLOOR, ASSAM SECRETARIAT (CIVIL),
DISPUR, GUWAHATI- 06.

2:THE DISTRICT COMMISSIONER
SONITPUR

TEZPUR
ASSAM
PIN- 784001.

3:ADDL. DISTRICT COMMISSIONER
SONITPUR
TEZPUR
ASSAM
PIN- 784001.

4:THE CIRCLE OFFICER
TEZPUR REVENUE CIRCLE
SONITPUR
ASSAM
PIN- 784001.

5:HARMUJ ALI
GAON BURHA
VILL- BHOJKHOWA CHAPARI

TEZPUR REVENUE CIRCLE

MOUZA- MAHABHAIRAB

P.O.- TEZPUR (BHOJKHOWA CHAPARI).

6:NOOR JAMAL AHMED
S/O- ABDUL HAMID

VILLAGE- BHOJKHOWA CHAPARI

P.O.- BHOJKHOWA CHAPARI

DIST.- SONITPUR
ASSAM
PIN- 784027

Advocate for the Petitioner : MR. S SAHU, S SHAHI,MS A ROY

Advocate for the Respondent : SC, REVENUE, GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY
ORDER

01.12.2025

Mr. S. Sahu, learned counsel for the petitioners has sought for listing of the case on 03.12.2025 in order to address on the point of maintainability of the writ petition which has been preferred mainly with a prayer citing violation of an injunction order passed by Civil Court of competent jurisdiction, in a title suit preferred by the petitioners as plaintiffs.

Mr. S.S. Roy, learned Junior Government Advocate, Assam for the State respondents is in attendance.

List the case accordingly on 03.12.2025.

JUDGE

Comparing Assistant