

GAHC010209072025



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

Case No. : WP(C)/5648/2025

AZAD ALI
S/O LT. JOSHIM UDDIN SHEIKH, R/O VILL- CHARUABAKHRA JONGAL
BLOCK, P.O.- CHIRAKUTA, P.S.- CHAPAR, DIST- DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM AND 7 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, REVENUE AND DISASTER MANAGEMENT
DEPARTMENT, JANATA BHAWAN (ASSAM SECRETARIAT COMPLEX),
DISPUR, GUWAHATI-781006

2:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM
PW DEPARTMENT (B)
DISPUR
GUWAHATI-781006

3:THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF ASSAM
POWER DEPARTMENT
DISPUR
GUWAHATI-781006

4:THE ASSAM POWER DISTRIBUTION COMPANY LTD.
REPRESENTED BY THE CHAIRMAN
BIJULI BHAWAN
PALTANBAZAR
GUWAHATI-1

5:THE DISTRICT COMMISSIONER
DHUBRI
DIST- DHUBRI

ASSAM

6:THE ADDL. DISTRICT COMMISSIONER
DHUBRI
DIST- DHUBRI
ASSAM

7:THE EXECUTIVE ENGINEER
PWD (B)
DHUBRI
DIST- DHUBRI
ASSAM

8:THE CIRCLE OFFICER
CHAPAR REVENUE CIRCLE
CHAPAR
DHUBRI
ASSAM
PIN

Advocate for the Petitioner : MR. J AHMED, H G DAISY,R BEGUM,MS A HUSSAIN

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

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

22.09.2025

Heard Shri J Ahmed, learned counsel for the petitioner, who is aggrieved by the inaction on the part of the District Commissioner, Dhubri to make a reference under Section 64 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

The petitioner is also aggrieved by the amount of compensation which has been granted for acquisition of land of the petitioner for a project of the APDCL.

Let notice be issued, returnable by 4 weeks.

Ms. PR Mahanta, learned Standing Counsel, Revenue Department, Assam accepts notice on behalf of the respondent no. 1; Shri M Bhuyan, learned counsel appearing

for the PWD accepts notice on behalf of the respondent nos. 2 and 7; Shri J Handique, learned State Counsel, Assam accepts notice on behalf of the respondent nos. 3, 5, 6 and 8 whereas Shri KP Pathak, learned Standing Counsel, APDCL accepts notice on behalf of the respondent no. 4.

Extra copies of the writ petition along with its annexures be served upon the learned counsel for the respondents within 2 days.

Pendency of the writ petition shall not be a bar for the respondent authorities to take appropriate action for making a reference by the concerned District Commissioner, Dhubri in accordance with law.

JUDGE

Comparing Assistant