

GAHC010209102023



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

Case No. : WP(C)/5395/2023

NEW HATIPOTA DAILY BAZAR COMMITTEE AND ANR
REPRESENTED BY THE SECRETARY, ABDUR RAHIM MONDAL, AGED
ABOUT 48 YEARS, SON OF LATE MOHAR ALI MONDAL, RESIDENT OF
VILLAGE DHIRERCHAR PART-II, P.O. AND P.S. CHAPAR, DIST.- DHUBRI,
ASSAM, PIN- 783371

2: ABDUL KUDDUS
PRESIDENT OF NEW HATIPOTA DAILY BAZAR COMMITTEE
AGED ABOUT 64 YEARS
SON OF LASHKAR ALI MUNSHI
RESIDENT OF VILLAGE FAUZDARCHAR
P.O. HATIPOTA
P.S. CHAPAR
DIST.- DHUBRI
ASSAM
PIN- 78334

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, LAND REVENUE AND DISASTER
MANAGEMENT (L.R.) DEPARTMENT, ASSAM, DISPUR, GUWAHATI-06

2:THE DISTRICT COMMISSIONER
DHUBRI
P.O. AND DISTRICT- DHUBRI
ASSAM
PIN- 783301

3:THE CHIEF EXECUTIVE OFFICER
ZILLA PARISHAD
DHUBRI
P.O.

P.S. AND DISTRICT- DHUBRI
ASSAM
PIN- 783301

4:THE SUB-DIVISIONAL LEVEL LAND ADVISORY COMMITTEE
REPRESENTED BY IT CHAIRMEN CUM SUB-DIVISIONAL OFFICER (C)
BILASIPARA
P.O. AND P.S. BILASIPARA
DIST.- DHUBRI
PIN- 783348

5:THE CIRCLE OFFICER
CHAPAR REVENUE CIRCLE
P.O. CHAPAR
DIST.- DHUBRI
ASSAM
PIN- 783371

6:THE ASSISTANT SETTLEMENT OFFICER
CHAPAR REVENUE CIRCLE
CHAPAR
P.O. AND P.S. CHAPAR
DIST.- DHUBRI
ASSAM
PIN- 783348

7:THE EXECUTIVE OFFICER
CHAPAR SALKOCHA ANCHALIK PANCHAYAT
P.O. SALKOCHA
P.S. CHAPAR
DIST.- DHUBRI
ASSAM
PIN- 78334

Advocate for the Petitioner : MR. M KHAN, MS J AKTAR,MR A K DAS,MR. RASHIDUL ISLAM

Advocate for the Respondent : GA, ASSAM, SC, P AND R.D.,SC, REVENUE

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

24.03.2025

Heard Mr. M. Khan, learned counsel for the petitioners; Ms. P.R. Mahanta, learned Standing Counsel, Revenue Department for the respondent no. 1; Mr. B.J. Talukdar, learned

Senior Counsel assisted by Mr. P.K. Medhi, learned counsel for the respondent nos. 2, 4, 5 & 6; and Ms. P. Thapa, learned counsel representing Mr. K. Konwar, learned Senior Standing Counsel, Panchayat & Rural Development Department for the respondent nos. 3 & 7.

In order to adjudicate the issues raised in this writ petition, counter affidavits on behalf of the respondent nos. 2, 4, 5 & 6 and the respondent nos. 3 & 7 appear necessary.

Mr. Talukdar, learned Senior Counsel appearing for the respondent nos. 2, 4, 5 & 6 has submitted that he has received the necessary instructions to file the counter affidavit and the same would be filed within a period of 3 [three] weeks. He has, thus, sought listing of the case after 3 [three] weeks.

Ms. Thapa, learned counsel appearing for the respondent nos. 3 & 7 has also prayed for and is granted 3 [three] weeks' time to file counter affidavit on behalf of the respondent nos. 3 & 7.

List the case after 3 [three] weeks on a date to be fixed by the office.

The interim order passed earlier shall continue till the next date of listing.

JUDGE

Comparing Assistant