

GAHC010213722023



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

**Case No. : WP(C)/5748/2023**

DHANSIRI COLLECTIVE CO-OPERATIVE FARMING SOCIETY AND ANR  
REPRESENTED BY ITS PRESIDENT SRI TAPAN BORA,  
AGED ABOUT 45 YEARS,  
SON OF SRI DHANESWAR BORA,  
RUPJYOTI NAGAR, WARD NO. 1,  
P.O.- GOLAGHAT, DISTRICT- GOLAGHAT,  
ASSAM, PIN- 785621.

2: SECRETARY  
DHANSIRI COLLECTIVE CO-OPERATIVE FARMING SOCIETY  
ATUL KAKOTI  
AGED ABOUT 67 YEARS

SON OF LATE BONSHIDHAR KAKOTI

VILLAGE- HABIAL  
P.O.- GANAK PUKHURI

PIN- 785622  
DISTRICT- GOLAGHAT

ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS  
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF  
ASSAM,  
(DISASTER AND MANAGEMENT)  
(REVENUE DEPARTMENT),  
DISPUR, GUWAHATI- 781006.

2: DISTRICT COMMISSIONER  
GOLAGHAT

P.O.- GOLAGHAT  
PIN- 785621

DISTRICT- GOLAGHAT  
ASSAM.

3:ADDITIONAL DEPUTY COMMISSIONER (REVENUE)  
GOLAGHAT  
P.O.- GOLAGHAT  
PIN- 785621

DISTRICT- GOLAGHAT  
ASSAM.

4:CIRCLE OFFICER  
MORONGI CIRCLE  
P.O.- MORONGI  
PIN- 785702

DISTRICT- GOLAGHAT  
ASSAM.

5:ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES  
GOLAGHAT  
P.O.- GOLAGHAT  
PIN- 785621

DISTRICT- GOLAGHAT  
ASSAM

**Advocate for the Petitioner** : MR. S SAHU

**Advocate for the Respondent** : GA, ASSAM

**BEFORE**  
**HONOURABLE MR. JUSTICE SUMAN SHYAM**

**ORDER**

**Date : 29/09/2023**

Heard Mr. S. Sahu, learned counsel for the writ petitioner.

Perused the averments made in the writ petition.

Since the petitioner is alleging that land which was in the occupation of the petitioner Society has been taken away by the State without following the due process of law, this matter would call for deeper examination.

Issue notice of motion returnable in six weeks.

Ms. G. Hazarika, learned Standing Counsel, Revenue and DM Department, Assam, has appeared and accepted notice on behalf of the respondent no.1, Ms. S. Sarma, learned Government Advocate, Assam, has accepted notice on behalf of the respondent nos. 2, 3 & 4 and Ms. M.D. Borah, learned Standing Counsel, Cooperation Department, Assam, has accepted notice on behalf of the respondent no. 5. As such, service of notice is deemed to be complete in this case. However, extra copies of the writ petition, requisite in number, be furnished to the learned departmental counsel within one week from today.

Let this matter be listed again by reflecting the names of all the learned counsel for the respondents, in the cause list.

The prayer for interim relief will be considered on the returnable date.

**JUDGE**

*sukhamay*

**Comparing Assistant**