

GAHC010216482024



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

**Case No. : PIL/68/2024**

MOHAN CHANDRA MALAKAR AND ANR  
SON OF LATE RISHAB CHANDRA MALAKAR,  
RESIDENT OF VILLAGE- NO. 1 HAJO,  
P.O. AND P.S.- HAJO,  
DISTRICT- KAMRUP, ASSAM.

2: TILAK CHANDRA DAS  
SON OF LATE UMESH DAS  
RESIDENT OF VILLAGE- NO. 1 HAJO  
P.O. AND P.S.- HAJO  
DISTRICT- KAMRUP  
ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS  
REPRESENTED BY COMMISSIONER AND SECRETARY TO THE  
GOVERNMENT OF ASSAM,  
REVENUE AND DISASTER MANAGEMENT DEPARTMENT,  
ASSAM SACHIVALAYA, GUWAHATI-6.

2:THE DISTRICT AND SESSION JUDGE  
KAMRUP(M)  
ASSAM  
GUWAHATI- 781001.

3:DISTRICT COMMISSIONER  
KAMRUP  
ASSAM  
AMINGAON  
GUWAHATI- 781031.

4:CIRCLE OFFICER  
HAJO REVENUE CIRCLE

DISTRICT- KAMRUP  
ASSAM  
PIN -781102.

5:SIBA PRASAD SARMA  
DOLOI OF SHREE SHREE HAYAGRIVA MADHAB MANDIR TEMPLE  
MANAGING COMMITTEE  
HAJO  
DISTRICT- KAMRUP  
ASSAM  
PIN- 781102.  
RESIDING AT- HARABALA PATH (OPPOSITE BORA SERVICE)  
ULUBARI  
GUWAHATI-3.

6:PRESIDENT  
PANCHATIRTHA BARDEWRI SAMAJ  
HAJO  
DISTRICT- KAMRUP  
ASSAM  
PIN- 781102

**Advocate for the Petitioner** : MR. P P DUTTA, MS. P P DAS,MS P SARMA

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

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

**ORDER**

**Date : 18.11.2024**  
(LANUSUNGKUM JAMIR, J)

Heard Mr. M.K. Choudhury, learned Senior counsel assisted by Mr. P.P. Dutta, learned counsel for the petitioners.

Issue notice.

Ms. N. Bordoloi, learned Standing counsel, Revenue Department, appears for respondent No. 1; Mr. D.K. Sharma, learned Additional Senior Government

Advocate appears for respondent Nos. 3 & 4; Mr. S. K. Das, learned Standing counsel, Gauhati High Court appears for the respondent No. 2.

Petitioner to take steps for service of notice on the respondent Nos. 5 & 6 by registered post with A/D within 1 (one) week from today.

List the matter after 4 (four) weeks.

Prayer for interim shall be considered on the next returnable date.

**JUDGE**

**JUDGE**

**Comparing Assistant**