

GAHC010216502023



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

Case No. : WP(C)/5659/2023

MS. KIRAN DAS AND 29 ORS
WIFE OF RITESH DAS
VILLAGE - HAJO, PANIPARA,
P.O. - HAJO
PIN - 781102, ASSAM
AGED ABOUT - 41 YEARS

2: ABU TAYEB
SON OF ABDUR RASHID
VILLAGE - MOURIGAON
P.O. - MANDIA
BARPETA
PIN - 781308
ASSAM
AGED ABOUT 43 YEARS

3: HATEM ALI
SON OF LATE SOMER UDDIN
VILLAGE - BALAIPATHAR
P.O. - KALGACHIYA
BARPETA
PIN - 781319
ASSAM
AGED ABOUT 56 YEARS

4: JAYNUDDIN
SON OF LATE INTAZ ALI
VILLAGE -KALGACHIA
P.O. - KALGACHIA
BARPETA
PIN - 781319
ASSAM
AGED ABOUT 35 YEARS

5: JEHERUL ISLAM
SON OF HARANUR ROSHID
VILLAGE- MONAKOSHA

P.O- KALGACHIA
BARPETA
PIN - 781319
ASSAM
AGED ABOUT 49 YEARS

6: SHAZEDA KHATUN
DAUGHTER OF SIKANDAR ALI

VILLAGE- GHUGUBARI

P.O- GHUGUBARI
BARPETA
PIN - 781319
ASSAM
AGED ABOUT 46 YEARS

7: RAMEN KALITA
SON OF LATE PABAN CH. KALITA
VILLAGE- TIHUDEKHATA(HALANA)
P.O- HELANA
BARPETA
PIN- 781375
AGED ABOUT 45 YEARS

8: KABITA DAS
SON OF SHUKLESWAR DAS

VILLAGE- UTTAR BHERBHERI
P.O- BHULUKADOBA
BARPETA
PIN- 781317
AGED ABOUT- 41 YEARS

9: MAJEDA BEGAM
WIFE OF NURUL ISLAM
VILLAGE- KHUDNABARI
P.O- CHUKRUNG BARI
BARPETA
PIN- 781317
AGED ABOUT 43 YEARS

10: SAIFUDDIN
SON OF SEKANDAR ALI

VILLAGE- DUMURIPT. 1
P.O-PIRADHARA
GOALPARA
PIN- 783384
AGED ABOUT 49 YEARS

11: HASAN MINHAZ @ HASAN MINHAZ UDDIN AHMED
SON OF MAFIZUDDIN AHMED
VILLAGE- KHUDRAKHOWA
P.O- SONABARI
BARPETA
PIN- 781321
AGED ABOUT 46 YEARS

12: SAFIQL ISLAM
SON OF AKKAS ALI
VILLAGE- GOBINDAPUR
P.O-SITOLI
BARPETA
PIN- 781308
AGED ABOUT 49 YEARS

13: FIROZA KHATUN
DAUGHTER OF KAZIM UDDIN
VILLAGE- BAGHBAR
P.O- BAGHBAR
BARPETA
PIN- 781308
AGED ABOUT 51 YEARS

14: RAHUL AMIN
SON OF MAFIZUDDIN
VILLAGE- KHUDRAKHUWA
P.O- SATRAKANARA
BARPETA
PIN- 781308
AGED ABOUT 43 YEARS

15: ABDUR RASID
SON OF DILBAR HUSSAIN
VILLAGE- RADHAKUCHI
P.O- RADHAKUCHI
BARPETA
PIN- 781309
AGED ABOUT 46 YEARS

16: SHYAMAL GHOSH
SON OF LATE SURENDRA MOHAN GHOSH

VILLAGE- GHOSHPARA
WARD NO. 2
P.O- BARPETA ROAD
BARPETA
PIN- 781315

17: LAILI KHANDAKAR
WIFE OF ABU BAKKARSIDDIQUE
VILLAGE- NOONMATI
P.O- HOWLY
BARPETA
PIN- 781309
AGED ABOUT 39 YEARS

18: SUBHASH CHANDRA MANDAL
SON OF LATE SAMBHAWCHARANMANDAL.
VILLAGE- KAHARAPATHAR
P.O- KUROBAHA
BARPETA
PIN- 781352
AGED ABOUT 46 YEARS

19: DEVAJIT DAS
SON OF RAMESHWAR DAS
VILLAGE- MAUTOPRI
P.O- HOWLY
BARPETA
PIN- 781316
AGED ABOUT 36 YEARS

20: MAZIBAR RAHMAN
SON OF LATE LAL MAMUD
VILLAGE- GAREMARI HABI
P.O- PALHAZI
BARPETA
PIN- 781309
AGED ABOUT 39 YEARS

21: JAKIR HUSSAIN
SON OF SAMAN UDDIN
VILLAGE- GAREMARIPATHAR
P.O- PALHAZI
BARPETA
PIN- 781309
AGED ABOUT 39 YEARS

22: SAIRUDDIN
SON OF JALAL UDDIN

VILLAGE- GAREMARIPATHAR
P.O- PALHAZI
BARPETA
PIN- 781309
AGED ABOUT 36 YEARS

23: JAHARUL ISLAM
SON OF RAKAUDDIN
VILLAGE- GAREMARI PATHAR
P.O- PALHAZI
BARPETA
PIN- 781309
AGED ABOUT 39 YEARS

24: SAIJUDDIN
SON OF JALAL UDDIN
VILLAGE- GAREMARIPATHAR
P.O- PALHAZI
BARPETA
PIN- 781309
AGED ABOUT 37 YEARS

25: MD. MAMIR UDDIN
SON OF MD. SHUNARUDDIN
VILLAGE- THAR
P.O- PALHAZI
BARPETA
PIN- 781309
AGED ABOUT 39 YEARS

26: KOHINOR KHATUN
WIFE OF TAIZUDDIN
VILLAGE- 2 NO.CHASRA
P.O- SATRAKANARA
BARPETA
PIN- 781308
AGED ABOUT 40 YEARS

27: SMTI. RINA HAMID
WIFE OF NURJAMAL HOQUE
VILLAGE- MANDIA PATHAR
P.O- MANDIA
BARPETA
PIN- 781308
AGED ABOUT 44 YEARS

28: RAFIQUUL ISLAM
SON OF ABDUL BAREK

VILLAGE- FATIGRAH
P.O- KEOTKUCHI
BARPETA
PIN- 781309
AGED ABOUT 36 YEARS

29: AKKAS ALI AHMED
SON OF ABDUL GAFUR
VILLAGE- MOURIGAON
P.O- MANDIA
BARPETA
PIN- 781308
AGED ABOUT 41 YEARS

30: ASHIRAM NESSA
DAUGHTER OF AKTARHUSSAIN
VILLAGE- BHELLA
P.O- BHELLA
BARPETA
PIN- 781308
AGED ABOUT 39 YEAR

VERSUS

THE STATE OF ASSAM AND 2 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, PANCHAYAT AND RURAL DEVELOPMENT
DEPARTMENT, DISPUR, GUWAHATI-781006

2:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM
FINANCE DEPARTMENT
ASSAM SECRETARIAT
DISPUR
GUWAHATI-781006

3:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
JURIPAR
PANJABARI
GUWAHATI-37
KAMRUP (M)
ASSA

Advocate for the Petitioner : MR D DEKA, MR N J KUMAR

Advocate for the Respondent : SC, P AND R.D., SC, FINANCE

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 23/05/2025

Mr. D. Deka, learned counsel is present on behalf of the writ petitioners.

Mr. K. Konwar, learned Additional Advocate General, Assam, appearing for the Panchayat and Rural Development Department, Assam, has prayed for further four weeks time, as last opportunity, to file affidavit.

Considering the nature of issues involved in this writ petition, the prayer stands allowed.

Let this writ petition be listed immediately on reopening of the summer vacation.

It is made clear that if no affidavit is filed by the respondents on or before the next date, the writ petition will be taken up for disposal on the basis of the materials available on record.

JUDGE

Comparing Assistant