

GAHC010220222012



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

Case No. : PIL 78/2012

1:PRODYUT KUMAR BORA
S/O SRI LAKSHMIKANTA BORA R/O TILIKIAM, BEZGAON P.S. PULIBOR,
DIST. JORHAT, ASSAM.

VERSUS

1:THE STATE OF ASSAM AND 8 ORS
REP. HEREIN BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM,
SACHIVALAYA, DISPUR, GUWAHATI- 781006.

2:THE SECRETARY TO THE GOVT. OF ASSAM
SACHIVALAYA
DISPUR, GUWAHATI- 781006.

3:THE SECRETARY TO THE GOVT. OF ASSAM
WELFARE OF PLAINS TRIBES AND BACKWARD CLASS DEPT.
SACHIVALAYA, DISPUR
GUWAHATI- 781006.

4:THE DEPUTY COMMISSIONER
KAMRUP METRO.

5:THE DEPUTY COMMISSIONER
KAMRUP, NORTH GUWAHATI.

6:THE DEPUTY COMMISSIONER
DHEMAJI, DIST. DHEMAJI.

7:THE DEPUTY COMMISSIONER
TINSUKIA, DIST. TINSUKIA.

8:THE DEPUTY COMMISSIONER
GOALPARA, DIST. GOALPARA.

9:THE DEPUTY COMMISSIONER
MORIGAON, DIST. MORIGAON.

10:MARKUSH BASUMATARY
S/O- LT. RAJENDRA BASUMATARY
R/O VILL.- SOUTH GANDABIL
V.C.D.C. AMGURI, P.S.- AMGURI
DIST.- CHIRANG, BTAD
ASSAM.

11:THE B.T.C.
REP. BY THE PRINCIPAL SECY.
B.T.C., KOKRAJHAR
DIST.- KOKRAJHAR, ASSAM.

12:THE PRINCIPAL SECY.
B.T.C., KOKRAJHAR
ASSAM

Advocate for the Petitioner : P K GOSWAMI

Advocate for the Respondent : MR.U S BORA

**BEFORE
DIVISION BENCH-I**

**HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUP KUMAR GOSWAMI**

ORDER

Date : 29-10-2018

[A. S. Bopanna, (CJ)]

Heard Mr. S. Borthakur, learned counsel appearing for the petitioner. Also heard Ms. B. Bhuyan, learned Standing counsel, BTC, and Ms. B. Jhorar, learned Standing counsel, Revenue Department.

We have perused the orders dated 23.08.2016 and 06.09.2018. Though observations were made with regard to the affidavit to be filed by the respondents, the respondents have not filed affidavit on the contentions made in this petition.

Learned Standing counsel for the Revenue Department submits that the instructions have been received and affidavit would be filed in due course.

In that view of the matter, call after two weeks.

In the meanwhile, learned counsel for the BTC will secure instructions in the matter and file necessary affidavit in that regard.

It is made clear that if such affidavits are not filed within the time period, this court will be constrained to proceed further ignoring the exigency of the affidavit of the respondents.

JUDGE

CHIEF JUSTICE

Comparing Assistant