

GAHC010221242023



undefined

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

Case No. : WP(C)/5777/2023

INDIRA RONGPHARPI AND 3 ORS.
D/O- LATE NIHANG ROMGPHAR,
R/O- NEAR IRRIGATION OFFICE,
P.O- DIPHU,
P.S- DIPHU, DIST- KARBI ANGLONG, ASSAM, PIN-782460

2: ROSELYN TAROPI
D/O- LATE MOINA RONGPHARPI
R/O- BENJAMIN TARO GAON
P.O.- TARABASA
PS- HOWRAGHAT
PIN- 782482
KARBI ANGLONG
ASSAM.

3: JIRSONG TARO
S/O- LATE MOINA RONGPHARPI
R/O- BENJAMIN TARO GAON
PO- TARABASA
P.S.- HOWRAGHAT
PIN- 782482
KARBI ANGLONG
ASSAM.

4: MIRLYN TAROPI
D/O- LATE MOINA RONGPHARPI
R/O- BENJAMIN TARO GAON
PO- TARABASA
P.S.- HOWRAGHAT
PIN- 782482
KARBI ANGLONG
ASSAM

VERSUS

THE STATE OF ASSAM AND 6 ORS.
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF
ASSAM, REVENUE AND DISASTER MANAGEMENT DEPARTMENT, DISPUR,
GUWAHATI- 781006.

2:THE KARBI ANGLONG AUTONOMOUS COUNCIL
DIPHU
EAST KARBI ANGLONG DISTRICT- 782460
REPRESENTED BY ITS PRINCIPAL SECRETARY.

3:THE SECRETARY

DEPARTMENT OF REVENUE
KARBI ANGLONG AUTONOMOUS COUNCIL
DIPHU
KARBI ANGLONG- 782460.

4:THE JOINT SECRETARY

DEPARTMENT OF REVENUE
KARBI ANGLONG AUTONOMOUS COUNCIL
DIPHU
KARBI ANGLONG- 782460.

5:THE DEPUTY SECRETARY

I/C REVENUE
KARBI ANGLONG AUTONOMOUS COUNCIL
DIPHU- 782460.

6:THE ASSISTANT REVENUE OFFICER
CUM-ASSISTANT SETTLEMENT OFFICER
PHULONI REVENUE CIRCLE
PHULONI
KARBI ANGLONG- 782441.

7:THE OFFICER IN CHARGE
UTTAR BORBIL POLICE OUT POST
LORINGTHEPI
KARBI ANGLONG-782481

8:SRI KANGBURA TIMUNG
S/O LT. SUKURAM TIMUNG
R/O KURNA BEY GAON
P.O. PHULONI
P.S. HOWRAGHAT
DIST. KARBIANGLONG-782441

9:SMT. KAMALSING TIMUNGPI
D/O LT. BORSING TIMUNG

R/O KURNA BEY GAON
P.O. PHULONI
P.S. HOWRAGHAT
DIST. KARBIANGLONG-782441

10:SRI JIRSONG TIMUNG
S/O LT. DEURI TIMUNG
R/O KURNA BEY GAON
P.O. PHULONI
P.S. HOWRAGHAT
DIST. KARBIANGLONG-782441

11:SRI BIREN TIMUNG
S/O LT. BORPATHAR TIMUNG
R/O KURNA BEY GAON
P.O. PHULONI
P.S. HOWRAGHAT
DIST. KARBIANGLONG-78244

Advocate for the Petitioner : MR. I CHOWDHURY SR ADV, MS A CHOPHY,R. CHAUHAN,MR T DAS,MS G DAS,MR. S BISWAKARMA

Advocate for the Respondent : SC, REVENUE, SC, K A A C

BEFORE

HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

26-06-2025

- 1.** Heard Mr. I. Chowdhury, learned Senior counsel assisted by Mr. T. Das, learned counsel for the petitioners and Ms. S. Kemprai, learned Standing counsel, KAAC for the respondents.
- 2.** Though the matter is pending since 2023, involving a serious allegation of violation of the petitioners' rights over their plot of land and threatened eviction, no affidavit has been filed by the respondent KAAC. Earlier, on many occasions, they were

granted time to file such affidavit.

3. Ms. S. Kemprai, learned Standing counsel, KAAC submits that the respondent KAAC may be granted last chance to file an affidavit. On the other hand, Mr. I. Choudhury, learned Senior counsel for the petitioners has expressed urgency.

4. Considering both the submissions, this Court is of the opinion that a last opportunity shall be granted to KAAC. Accordingly, the matter stands adjourned to facilitate the authority of KAAC to file its affidavit-in-opposition. Such affidavit be filed on or before 23.07.2025.

5. It is made clear that if, no affidavit is filed within the stipulated period of time, the Secretary to the Department of Revenue, KAAC shall have to remain personally present before this Court on 30.07.2025 at 10:30 AM to explain his/her stand.

6. List this matter again on **30.07.2025**.

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

JUDGE

Comparing Assistant