

GAHC010221242023



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

Advocate for the Respondent : SC, REVENUE

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : **04.12.2023**

Heard Mr. S. Biswakarma, learned counsel for the petitioners; Mr. R. Borpujari, learned Standing Counsel, Revenue Department for the respondent no. 1; Ms. S. Kemprai, learned Standing Counsel, KAAC for the respondent nos. 2 – 6; and Ms. S. Sharma, learned Junior Government Advocate, Assam for the respondent no. 7.

Ms. Kemprai, learned Standing Counsel, KAAC has submitted that

subsequent to the hearing which had taken place, no decision has yet been taken and decision would be dependent upon outcome of some other litigation.

Issue notice, returnable in 4 [four] weeks.

As Mr. Borpujari, learned Standing Counsel, Revenue Department has appeared and accepted notice on behalf of the respondent no. 1; Ms. Kemprai, learned Standing Counsel, KAAC has appeared and accepted notice on behalf of the respondent nos. 2 – 6; and Ms. Sharma, learned Junior Government Advocate, Assam has appeared and accepted notice on behalf of the respondent no. 7, no formal notices need to be issued to the said respondents. Mr. Biswakarma, learned counsel for the petitioners shall, however, furnish requisite nos. of extra copies of the writ petition along with annexures, to Mr. Borpujari, Ms. Kemprai and Ms. Sharma within 3 [three] working days from today.

The learned counsel for the petitioners shall take steps for service of notice upon the respondent nos. 8 – 11 by registered post with A/D within 3 [three] working days from today.

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

JUDGE

Comparing Assistant