

GAHC010240002023



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

Case No. : I.A.(Civil)/3335/2023

HASMAT KHAN AND 96 ORS
S/O- LT. GHATU KHA

2: LAL MIA

S/O- LT. NANDU MIA @ CHANDU MIA

3: KADDUS KHANDKAR
S/O- LT. ABBAS KHANDKAR

4: ABDUR RAHMAN DEWAN
S/O- LT. NOWAB ALI DEWAN

5: JAMAL KHAN
S/O. LT. MAJLISH KHAN

6: SALU KHAN
S/O. LT. MIRJAN KHAN

7: ABDUL MALEK @ ABDUL MALEK MIA
S/O- LT. ABU BAKKAR

8: HABIBAR RAHMAN
S/O. LT. ALAUDDIN

9: SHAHAR BHANU
D/O- LT. MANIK MIR

10: MD ISMAIL DEWAN
S/O- ABDUS SAMAD DEWAN

11: MUNSER KHAN
S/O- HASMAT KHAN

12: SAMAN DEWAN
S/O- MUTLEB DEWAN

13: HAYET KHAN
S/O- LT. HAKIM KHANS

14: ABDUL KALAM DEWAN
S/O- LT. MUNNAF DEWAN

15: KAMAL KHAN
S/O- LT. MAZLISH KHAN

16: GIAS UDDIN DEWAN
S/O- LT. MUNNAF DEWAN

17: ASRAB DEWAN
S/O- LT. MUNNAF DEWAN

18: ANU KHA
S/O- HASMAT KHA

19: SIDDIQUE MIAH
S/O- LT. GHATU MIAH

20: BILAL MIYA @ BILAYAT MIA
S/O- LT. ICHUMUDDIN

21: IBRAHIM MOLLA
S/O- LT. FALU MULLA

22: JAYNAL MIR
S/O- ABDUL JALIL

23: FERDDUS ALI KHANDAKAR @ FEDDUS KHANDAKAR
S/O- LT. ABBAS KHANDAKAR

24: AKBAR ALI KHANDAKAR
S/O- LT. ABBAS KHANDAKAR

25: MAJIBAR KHANDAKAR
S/O- LT. ABBAS KHANDAKAR

26: ABDUL BATEN KHANDAKAR
S/O- LT. ABBAS KHANDAKAR

27: HABIJUL KHAN @ HAFIJUR KHAN
S/O- LT. NEWAZ KHAN

28: AMINUL KHAN
S/O- LT. NEWAZ KHAN

29: KHALIL MIYA
S/O- LT. JALAL UDDIN MIA @ JALAL MIAH

30: ACHAR UDDIN MOLLA @ ACHU MULLA
S/O- SUMESH MOLLA

31: ACHIYA BEGUM
W/O- LT. JAHURUL @ JUHUR KHANDAKAR

32: SAHIDUL KHANDAKAR
S/O- LT. ABDUL HAI KHANDAKAR

33: JAYNAL ABEDIN KHANDAKAR JAYNAL KHANDAKAR
S/O- LT. ABDUL HAI KHANDAKAR

34: SUTAN KHAN
S/O- HASMAT KHA

35: SALIM KHAN
S/O- LT. MAJLISH KHAN

36: ABDUL SABUR MIAH @ ABDUS SABUR
S/O- LT. ALAL UDDIN @ JAJAL UDDIN MIA

37: NUR ISLAM MIYA
S/O- LT. GHATU MIYA

38: RAHMAN MIYA
S/O- LT. ALAUDDIN

39: ANOWAR MIYA
S/O- LT. MANIR MIYA

40: MATIYAR RAHMAN @ MATIYAR MIA
S/O- MALEK MIYA @ ABDUL MALEK MIYA

41: RAMJAN ALI MIYA
S/O- LT. ABU BAKKAR

42: MD CHANDU MIYA
S/O- LAL MIYA

43: RUP KHAN
S/O- LT. NAWAZ KHAN

- 44: BULBUL MIA
S/O- LAL MIYA
- 45: AHAMMAD ALI
S/O- SEKENDAR ALI
- 46: SEKANDAR ALI
S/O- LT. TORAF ALI @ TORAB ALI
- 47: SATTAR DEWAN
S/O- LT. MUTALEB DEWAN
- 48: SAHAJAHAN MIYA
S/O- ABDUL BAREK
- 49: MAINUL SIKDAR
S/O- LT. MATI SIKDAR
- 50: ASMA KHATUN
W/O- LT. FALU KHAN
- 51: MOKTAR ALI MIYA
S/O- LT. ALAL
- 52: DALIMAN NESSA
D/O- LT. JAHUR MIYA
W/O- LT. HIKMAT
- 53: KHUDEJA BEGUM
S/O- LT. BASER KHANDAKAR
- 54: ATIKUL ISLAM
S/O- LT. HAZRAT MIAH
- 55: ZAKIR HUSSAIN
S/O- LT. NOWAB ALI DEWAN
- 56: SATTAR MOLLA
S/O- LT. HAYET @ CHANU MULLA
- 57: ABDUL MIYA @ ABUL MIYA
S/O- LT. GHATU MIYA
- 58: RABIAL DEWAN
S/O- LT. MOTLEB DEWAN
- 59: TAIBAR RAHMAN MIYA
S/O- LT. ANJU MIA

60: KALAM KHAN
S/O- LT. FALU KHAN

61: AYUB KHAN
S/O- LT. HAKIM @ HAKIM KHAN

62: RABIAL KHANDAKAR
S/O- LT. ABDUL HAI KHANDAKAR

63: ATOAR ALI
S/O- LT. RAJAB ALI

64: IDRIS DEWAN
S/O- ATOWAR DEWAN

65: HANIF ALI
S/O- LT. ABU BAKKAR ALI

66: JAMIR KHAN
S/O- LT. KARIM KHAN

67: KHALIL MIYA
S/O- LT. JALAL UDDIN @ JALAL MIA

68: EAR UDDIN
S/O- LT. TOTAM MIYA

69: RAHIM MIYA
S/O- LT. AMIR

70: JAKIR HUSSAIN
S/O- LT. KURPAN MIYA

71: SAFIKUL KHAN
S/O- HASMAT KHA

72: MD HAFIJUR MIA @ MD HAFIJUR RAHMAN MIA
S/O- MD LAL MIA

73: NURUL ISLAM KHAN
S/O- SALU KHAN

74: GOLAP KHAN
S/O- JULMAT KHAN

75: JALIL DEWAN
S/O- LT. ABDUL ALI

- 76: SURPAN KHAN
S/O- LT. CHULTAN KHAN
- 77: SHAHIDUL ISLAM
S/O- JULMAT KHAN
- 78: EUSUF ALI DEWAN
S/O- LT. ABDUS SAMAD DEWAN
- 79: SADEK ALI DEWAN @ SADEK ALI
S/O- LT. ABDUS SAMAD DEWAN
- 80: JAMAL MIA @ SAH JAMAL MIA
S/O- LAL MIA
- 81: MAJIBAR MIA
S/O- ANJU MIA
- 82: KURPAN MOLLA
S/O - LT. FALU MOLLA
- 83: SHAHIDUL DEWAN
S/O- LT. HAIDAR DEWAN
- 84: MAJJAM DEWAN
S/O- LT. HAIDAR DEWAN
- 85: BASSORUDDIN MOLLAH
S/O- LT. SUMESH MOLLA
- 86: ACHARUDDIN MOLLA @ BACHU MOLLA
S/O- LT. SUMESH MOLLA
- 87: TAYBAR DEWAN
S/O- LT. ABDUL ALI DEWAN
- 88: RAHMAN DEWAN
S/O- LT. MOTALEB
- 89: RAHIZ UDDIN DEWAN
S/O- LT. SAHEB ALI DEWAN
- 90: ABDUL BAREK MIA
S/O- LT. ABUBAKKAR ALI
- 91: ABDUL KADER
S/O- LT. ABDUL ROUF @ ROUP MIA

92: ASAN UDDIN MIA @ ACHAN MIA
S/O- LT. SABU MIA @ ABU MIA

93: TAJUDDIN DEWAN
S/O- MONNAF DEWAN

94: BILLAL HUSSAIN
S/O- LT. MUNNAF DEWAN

95: NAJRUL DEWAN
S/O- LT. HAIDAR DEWAN

96: MONOWAR DEWAN
S/O- LT. HAIDAR DEWAN

97: JULFIKKAR DEWAN
S/O- LT. ABDUL MAJID DEWAN.
ALL ARE PERMANENT RESIDENTS OF VILLAGE GANAKPARA
P.O.- MAKRIKUCHI
P.S.- TARABARI
DIST. BARPETA
ASSAM
PIN 781305

VERSUS

THE STATE OF ASSAM AND 3 ORS.
REPRESENTED BY ITS COMMISSIONER AND SECRETARY, GOVERNMENT
OF ASSAM, REVENUE DEPARTMENT, DISPUR, GUWAHATI, ASSAM- 781006.

2:THE DISTRICT COMMISSIONER
(DEPUTY COMMISSIONER)
BARPETA
ASSAM 781301.

3:THE CIRCLE OFFICER
CHENGA REVENUE CIRCLE
CHENGA
ASSAM 781305

4:HIRANYA KUMAR GOSWAMI
S/O RAJANI KANTA GOSWAMI RESIDENT OF VILL NIJ CHENGA
P.O. CHENGA
P.S. TARABARI
MOUZA CHENGA
DISTRICT BARPETA
ASSAM

PIN 78130

Advocate for the Petitioner : MR S BORTHAKUR

Advocate for the Respondent : GA, ASSAM

Linked Case : WP(C)/5946/2023

HASMAT KHAN AND 96 ORS
S/O-LT. GHATUKHA
PERMANENT RESIDENT OF- VILLAGE-GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

2: LAL MIA
S/O-LT. NANDU MIA @ CHANDU MIA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

3: KADDUS KHANDKA
S/O-LT. ABBAS KHANDKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

4: ABDUR RAHMAN DEWAN
S/O-LT. NOWAB ALI DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

5: JAMAL KHAN
S/O. LT. MAJLISH KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

6: SALU KHAN
S/O. LT. MIRJAN KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

7: ABDUL MALEK @ ABDUL MALEK MIA
S/O- LT. ABU BAKKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

8: HABIBAR RAHMAN
S/O. LT. ALAUDDIN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

9: SHAHAR BHANU
D/O- LT. MANIK MIR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

10: MD ISMAIL DEWAN
S/O- ABDUS SAMAD DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

11: MUNSER KHAN
S/O- HASMAT KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

12: SAMAN DEWAN
S/O- MUTLEB DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

13: HAYET KHAN
S/O- LT. HAKIM KHANS
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

14: ABDUL KALAM DEWAN
S/O- LT. MUNNAF DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

15: KAMAL KHAN
S/O- LT. MAZLISH KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

16: GIAS UDDIN DEWAN
S/O- LT. MUNNAF DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

17: ASRAB DEWAN
S/O- LT. MUNNAF DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

18: ANU KHA
S/O- HASMAT KHA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

19: SIDDIQUE MIAH
S/O- LT. GHATU MIAH
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

20: BILAL MIYA @ BILAYAT MIA
S/O- LT. ICHUMUDDIN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

21: IBRAHIM MOLLA
S/O- LT. FALU MULLA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

22: JAYNAL MIR
S/O- ABDUL JALIL
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

23: FERDDUS ALI KHANDAKAR@ FEDDUS KHANDAKAR
S/O- LT. ABBAS KHANDAKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

24: AKBAR ALI KHANDAKAR
S/O- LT. ABBAS KHANDAKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

25: MAJIBAR KHANDAKAR
S/O- LT. ABBAS KHANDAKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

26: ABDUL BATEN KHANDAKAR
S/O- LT. ABBAS KHANDAKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

27: HABIJUL KHAN @ HAFIJUR KHAN
S/O- LT. NEWAZ KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

28: AMINUL KHAN
S/O- LT. NEWAZ KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

29: KHALIL MIYA
S/O- LT. JALAL UDDIN MIA @ JALAL MIAH
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

30: ACHAR UDDIN MOLLA@ ACHU MULLA
S/O- SUMESH MOLLA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

31: ACHIYA BEGUM
W/O- LT. JAHURUL @ JUHUR KHANDAKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

32: SAHIDUL KHANDAKAR
S/O- LT. ABDUL HAI KHANDAKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

33: JAYNAL ABEDIN KHANDAKAR @ JAYNAL KHANDAKAR
S/O- LT. ABDUL HAI KHANDAKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

34: SUTAN KHAN
S/O- HASMAT KHA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

35: SALIM KHAN
S/O- LT. MAJLISH KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

36: ABDUL SABUR MIAH @ ABUS SABUR
S/O- LT. ALAL UDDIN @ JAJAL UDDIN MIA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

37: NUR ISLAM MIYA
S/O- LT. GHATU MIYA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

38: RAHMAN MIYA
S/O- LT. ALAUDDIN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

39: ANOWAR MIYA
S/O- LT. MANIR MIYA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

40: MATIYAR RAHMAN @ MATIYAR MIA
S/O- MALEK MIYA @ ABDUL MALEK MIYA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

41: RAMJAN ALI MIYA
S/O- LT. ABU BAKKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

42: MD CHANDU MIYA
S/O- LAL MIYA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

43: RUP KHAN
S/O- LT. NAWAZ KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

44: BULBUL MIA
S/O- LAL MIYA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

45: AHAMMAD ALI
S/O- SEKENDAR ALI
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

46: SEKANDAR ALI
S/O- LT. TORAF ALI @ TORAB ALI
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

47: SATTAR DEWAN
S/O- LT. MUTALEB DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

48: SAHAJAHAN MIYA
S/O- ABDUL BAREK
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

49: MAINUL SIKDAR
S/O- LT. MATI SIKDAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

50: ASMA KHATUN
W/O- LT. FALU KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

51: MOKTAR ALI MIYA
S/O- LT. ALAL
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

52: DALIMAN NESSA
D/O- LT. JAHUR MIYA
W/O- LT. HIKMAT
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

53: KHUDEJA BEGUM
D/O- LT. BASER KHANDAKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

54: ATIKUL ISLAM
S/O- LT. HAZRAT MIAH
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

55: ZAKIR HUSSAIN
S/O- LT. NOWAB ALI DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

56: SATTAR MOLLA
S/O- LT. HAYET @ CHANU MULLA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

57: ABDUL MIYA@ ABUL MIYA
S/O- LT. GHATU MIYA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

58: RABIAL DEWAN
S/O- LT. MOTLEB DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

59: TAIBAR RAHMAN MIYA
S/O- LT. ANJU MIA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

60: KALAM KHAN
S/O- LT. FALU KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

61: AYUB KHAN
S/O- LT. HAKIM @HAKIM KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

62: RABIAL KHANDAKAR
S/O- LT. ABDUL HAI KHANDAKAR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

63: ATOAR ALI
S/O- LT. RAJAB ALI
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

64: IDRIS DEWAN
S/O- ATOWAR DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

65: HANIF ALI
S/O- LT. ABU BAKKAR ALI
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

66: JAMIR KHAN
S/O- LT. KARIM KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

67: KHALIL MIYA
S/O- LT. JALAL UDDIN @ JALAL MIA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

68: EAR UDDIN
S/O- LT. TOTAM MIYA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

69: RAHIM MIYA
S/O- LT. AMIR
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

70: JAKIR HUSSAIN
S/O- LT. KURPAN MIYA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

71: SAFIKUL KHAN
S/O- HASMAT KHA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

72: MD HAFIJUR MIA @ MD HAFIJUR RAHMAN MIA
S/O- MD LAL MIA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

73: NURUL ISLAM KHAN
S/O- SALU KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

74: GOLAP KHAN
S/O- JULMAT KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

75: JALIL DEWAN
S/O- LT. ABDUL ALI
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

76: SURPAN KHAN
S/O- LT. CHULTAN KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

77: SHAHIDUL ISLAM
S/O- JULMAT KHAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

78: EUSUF ALI DEWAN
S/O- LT. ABDUS SAMAD DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

79: SADEK ALI DEWAN @ SADEK ALI
S/O- LT. ABDUS SAMAD DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

80: JAMAL MIA @ SAH JAMAL MIA
S/O- LAL MIA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

81: MAJIBAR MIA
S/O- ANJU MIA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

82: KURPAN MOLLA
S/O- LT. FALU MOLLA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

83: SHAHIDUL DEWAN
S/O- LT. HAIDAR DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

84: MAJJAM DEWAN
S/O- LT. HAIDAR DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

85: BASSORUDDIN MOLLAH
S/O- LT. SUMESH MOLLA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

86: ACHARUDDIN MOLLA @ BACHU MOLLA
S/O- LT. SUMESH MOLLA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

87: TAYBAR DEWAN
S/O- LT. ABDUL ALI DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

88: RAHMAN DEWAN
S/O- LT. MOTALEB
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

89: RAHIZ UDDIN DEWAN
S/O- LT. SAHEB ALI DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

90: ABDUL BAREK MIA
S/O- LT. ABUBAKKAR ALI
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

91: ABDUL KADER
S/O- LT. ABDUL ROUF @ ROUP MIA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

92: ASAN UDDIN MIA @ ACHAN MIA
S/O- LT. SABUMIA @ ABU MIA
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

93: TAJUDDIN DEWAN
S/O- MONNAF DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

94: BILLAL HUSSAIN
S/O- LT. MUNNAF DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

95: NAJRUL DEWAN
S/O- LT. HAIDAR DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM

PIN - 781305.

96: MONOWAR DEWAN
S/O- LT. HAIDAR DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.

97: JULFIKKAR DEWAN
S/O- LT. ABDUL MAJID DEWAN
PERMANENT RESIDENT OF- VILLAGE -GANAKPARA

P.O.- MAKRIKUCHI

P.S.- TARABARI

DIST.- BARPETA
ASSAM
PIN - 781305.
VERSUS

THE STATE OF ASSAM AND 3 ORS.
REPRESENTED BY ITS COMMISSIONER AND SECRETARY

GOVERNMENT OF ASSAM
REVENUE DEPARTMENT

DISPUR
GUWAHATI
ASSAM- 781006.

2:THE DEPUTY COMMISSIONER
BARPETA

ASSAM - 781301.
3:THE ADDITIONAL DEPUTY COMMISSIONER (REVENUE)
BARPETA

ASSAM - 781301.
4:THE CIRCLE OFFICER
CHENGA REVENUE CIRCLE
CHENGA

ASSAM - 781305.

Advocate for : MR S BORTHAKUR

Advocate for : SC

REVENUE appearing for THE STATE OF ASSAM AND 3 ORS.

Linked Case : I.A.(Civil)/3336/2023

HASMAT KHAN AND 96 ORS

S/O- LT. GHATU KHA

2: LAL MIA

S/O- LT. NANDU MIA @ CHANDU MIA

3: KADDUS KHANDKAR

S/O- LT. ABBAS KHANDKAR

4: ABDUR RAHMAN DEWAN

S/O- LT. NOWAB ALI DEWAN

5: JAMAL KHAN

S/O. LT. MAJLISH KHAN

6: SALU KHAN

S/O. LT. MIRJAN KHAN

7: ABDUL MALEK @ ABDUL MALEK MIA

S/O- LT. ABU BAKKAR

8: HABIBAR RAHMAN

S/O. LT. ALAUDDIN

9: SHAHAR BHANU

D/O- LT. MANIK MIR

10: MD ISMAIL DEWAN

S/O- ABDUS SAMAD DEWAN

11: MUNSER KHAN

S/O- HASMAT KHAN

12: SAMAN DEWAN

S/O- MUTLEB DEWAN

13: HAYET KHAN

S/O- LT. HAKIM KHANS

14: ABDUL KALAM DEWAN
S/O- LT. MUNNAF DEWAN

15: KAMAL KHAN
S/O- LT. MAZLISH KHAN

16: GIAS UDDIN DEWAN
S/O- LT. MUNNAF DEWAN

17: ASRAB DEWAN
S/O- LT. MUNNAF DEWAN

18: ANU KHA
S/O- HASMAT KHA

19: SIDDIQUE MIAH
S/O- LT. GHATU MIAH

20: BILAL MIYA @ BILAYAT MIA
S/O- LT. ICHUMUDDIN

21: IBRAHIM MOLLA
S/O- LT. FALU MULLA

22: JAYNAL MIR
S/O- ABDUL JALIL

23: FERDDUS ALI KHANDAKAR @ FEDDUS KHANDAKAR
S/O- LT. ABBAS KHANDAKAR

24: AKBAR ALI KHANDAKAR
S/O- LT. ABBAS KHANDAKAR

25: MAJIBAR KHANDAKAR
S/O- LT. ABBAS KHANDAKAR

26: ABDUL BATEN KHANDAKAR
S/O- LT. ABBAS KHANDAKAR

27: HABIJUL KHAN @ HAFIJUR KHAN
S/O- LT. NEWAZ KHAN

28: AMINUL KHAN
S/O- LT. NEWAZ KHAN

29: KHALIL MIYA

S/O- LT. JALAL UDDIN MIA @ JALAL MIAH

30: ACHAR UDDIN MOLLA @ ACHU MULLA
S/O- SUMESH MOLLA

31: ACHIYA BEGUM
W/O- LT. JAHURUL @ JUHUR KHANDAKAR

32: SAHIDUL KHANDAKAR
S/O- LT. ABDUL HAI KHANDAKAR

33: JAYNAL ABEDIN KHANDAKAR JAYNAL KHANDAKAR
S/O- LT. ABDUL HAI KHANDAKAR

34: SUTAN KHAN
S/O- HASMAT KHA

35: SALIM KHAN
S/O- LT. MAJLISH KHAN

36: ABDUL SABUR MIAH @ ABDUS SABUR
S/O- LT. ALAL UDDIN @ JAJAL UDDIN MIA

37: NUR ISLAM MIYA
S/O- LT. GHATU MIYA

38: RAHMAN MIYA
S/O- LT. ALAUDDIN

39: ANOWAR MIYA
S/O- LT. MANIR MIYA

40: MATIYAR RAHMAN @ MATIYAR MIA
S/O- MALEK MIYA @ ABDUL MALEK MIYA

41: RAMJAN ALI MIYA
S/O- LT. ABU BAKKAR

42: MD CHANDU MIYA
S/O- LAL MIYA

43: RUP KHAN
S/O- LT. NAWAZ KHAN

44: BULBUL MIA
S/O- LAL MIYA

45: AHAMMAD ALI

S/O- SEKENDAR ALI

46: SEKANDAR ALI
S/O- LT. TORAF ALI @ TORAB ALI

47: SATTAR DEWAN
S/O- LT. MUTALEB DEWAN

48: SAHAJAHAN MIYA
S/O- ABDUL BAREK

49: MAINUL SIKDAR
S/O- LT. MATI SIKDAR

50: ASMA KHATUN
W/O- LT. FALU KHAN

51: MOKTAR ALI MIYA
S/O- LT. ALAL

52: DALIMAN NESSA
D/O- LT. JAHUR MIYA
W/O- LT. HIKMAT

53: KHUDEJA BEGUM
S/O- LT. BASER KHANDAKAR

54: ATIKUL ISLAM
S/O- LT. HAZRAT MIAH

55: ZAKIR HUSSAIN
S/O- LT. NOWAB ALI DEWAN

56: SATTAR MOLLA
S/O- LT. HAYET @ CHANU MULLA

57: ABDUL MIYA @ ABUL MIYA
S/O- LT. GHATU MIYA

58: RABIAL DEWAN
S/O- LT. MOTLEB DEWAN

59: TAIBAR RAHMAN MIYA
S/O- LT. ANJU MIA

60: KALAM KHAN
S/O- LT. FALU KHAN

61: AYUB KHAN
S/O- LT. HAKIM @ HAKIM KHAN

62: RABIAL KHANDAKAR
S/O- LT. ABDUL HAI KHANDAKAR

63: ATOAR ALI
S/O- LT. RAJAB ALI

64: IDRIS DEWAN
S/O- ATOWAR DEWAN

65: HANIF ALI
S/O- LT. ABU BAKKAR ALI

66: JAMIR KHAN
S/O- LT. KARIM KHAN

67: KHALIL MIYA
S/O- LT. JALAL UDDIN @ JALAL MIA

68: EAR UDDIN
S/O- LT. TOTAM MIYA

69: RAHIM MIYA
S/O- LT. AMIR

70: JAKIR HUSSAIN
S/O- LT. KURPAN MIYA

71: SAFIKUL KHAN
S/O- HASMAT KHA

72: MD HAFIJUR MIA @ MD HAFIJUR RAHMAN MIA
S/O- MD LAL MIA

73: NURUL ISLAM KHAN
S/O- SALU KHAN

74: GOLAP KHAN
S/O- JULMAT KHAN

75: JALIL DEWAN
S/O- LT. ABDUL ALI

76: SURPAN KHAN
S/O- LT. CHULTAN KHAN

77: SHAHIDUL ISLAM
S/O- JULMAT KHAN

78: EUSUF ALI DEWAN
S/O- LT. ABDUS SAMAD DEWAN

79: SADEK ALI DEWAN @ SADEK ALI
S/O- LT. ABDUS SAMAD DEWAN

80: JAMAL MIA @ SAH JAMAL MIA
S/O- LAL MIA

81: MAJIBAR MIA
S/O- ANJU MIA

82: KURPAN MOLLA
S/O - LT. FALU MOLLA

83: SHAHIDUL DEWAN
S/O- LT. HAIDAR DEWAN

84: MAJJAM DEWAN
S/O- LT. HAIDAR DEWAN

85: BASSORUDDIN MOLLAH
S/O- LT. SUMESH MOLLA

86: ACHARUDDIN MOLLA @ BACHU MOLLA
S/O- LT. SUMESH MOLLA

87: TAYBAR DEWAN
S/O- LT. ABDUL ALI DEWAN

88: RAHMAN DEWAN
S/O- LT. MOTALEB

89: RAHIZ UDDIN DEWAN
S/O- LT. SAHEB ALI DEWAN

90: ABDUL BAREK MIA
S/O- LT. ABUBAKKAR ALI

91: ABDUL KADER
S/O- LT. ABDUL ROUF @ ROUP MIA

92: ASAN UDDIN MIA @ ACHAN MIA
S/O- LT. SABU MIA @ ABU MIA

93: TAJUDDIN DEWAN
S/O- MONNAF DEWAN

94: BILLAL HUSSAIN
S/O- LT. MUNNAF DEWAN

95: NAJRUL DEWAN
S/O- LT. HAIDAR DEWAN

96: MONOWAR DEWAN
S/O- LT. HAIDAR DEWAN

97: JULFIKKAR DEWAN
S/O- LT. ABDUL MAJID DEWAN.
ALL ARE PERMANENT RESIDENTS OF VILLAGE GANAKPARA
P.O.- MAKRIKUCHI
P.S.- TARABARI
DIST. BARPETA
ASSAM
PIN 781305.
VERSUS

THE STATE OF ASSAM AND 3 ORS.
REPRESENTED BY ITS COMMISSIONER AND SECRETARY
GOVERNMENT OF ASSAM
REVENUE DEPARTMENT
DISPUR
GUWAHATI
ASSAM- 781006.

2:THE DISTRICT COMMISSIONER
(DEPUTY COMMISSIONER)
BARPETA
ASSAM 781301.

3:THE CIRCLE OFFICER
CHENGA REVENUE CIRCLE
CHENGA
ASSAM 781305

4:HIRANYA KUMAR GOSWAMI
S/O RAJANI KANTA GOSWAMI RESIDENT OF VILL NIJ CHENGA
P.O. CHENGA
P.S. TARABARI
MOUZA CHENGA
DISTRICT BARPETA
ASSAM
PIN 781305

Advocate for : MR S BORTHAKUR
Advocate for : GA

ASSAM appearing for THE STATE OF ASSAM AND 3 ORS.

Linked Case :

HASMAT KHAN AND 96 ORS

VERSUS
THE STATE OF ASSAM AND 3 ORS. A

Advocate for : MR S BORTHAKUR
Advocate for : appearing for THE STATE OF ASSAM AND 3 ORS. A

BEFORE

HON'BLE THE CHIEF JUSTICE (ACTING) MR. LANUSUNGKUM JAMIR

HON'BLE MR. JUSTICE KARDAK ETE

O R D E R

25.01.2024

(L.S. Jamir, C.J(Acting))

Heard Mr. D. Das, learned Senior counsel appearing for the applicants.

On request made on behalf of Mr. D. Saikia, learned Advocate General of Assam, list the matter on 29.01.2024.

Interim order passed earlier in WP(C)/5646/2023 shall continue till the next returnable date.

JUDGE

CHIEF JUSTICE (ACTING)

Comparing Assistant