

GAHC010240662025



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

Case No. : WP(C)/6467/2025

MANNAF ALI AND 4 ORS.
S/O SULTAN KHAN
VILL MAJERCHAR, P.S MAJERCHAR, DIST DHUBRI, ASSAM

2: AZIZUR RAHMAN
S/O ASHAN ALI MONDAL
VILL-KUNTIRCHAR PT 2

P.O FALIMARI
DIST DHUBRI
ASSAM

3: AMZAD ALI MOLLAH
S/O MOGOL HUSSAIN MOLLAH VILL- CHALAKURA PT 4
P.O HAMIDABAD
DIST DHUBRI
ASSAM

4: NURMOHAMMAD SHEIKH
S/OLT. KESHMAT ALI SK.
VILL-KUNTIRCHAR PT 2
P.O FALIMARI DIST DHUBRI
ASSAM

5: HAZRAT ALI MONDAL
S/O GOPAL ALI MONDAL
VILL-CHALAKURA CHAR
P.O MAJERCHAR
DIST DHUBRI
ASSA

VERSUS

THE STATE OF ASSAM AND 6 ORS.

REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT, DISPUR,
GUWAHATI-781006.

2:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT

JURIPAR
PANJABARI
GUWAHATI-37

3:THE DISTRICT COMMISSIONER
DHUBRI
P.O
P.S AND DIST DHUBRI
ASSAM
PIN-783301

4:THE ZILLA PARISHAD
DHUBRI
REPRESENTED BY ITS PRESIDENT
P.O AND DIST DHUBRI
ASSAM
PIN-783301

5:THE EXECUTIVE OFFICER
DHARMASALA ANCHALIK PANCHAYAT

DHARMASALA
P.S DHARMASALA
DIST. DHUBRI
ASSAM
PIN-783324

6:THE FALIMARI GAON PANCHAYAT
FALIMARI

P.O. FALIMARI
DIST DHUBRI
ASSAM
PIN-783325

7:THE SECRETARY
FALIMARI GAON PANCHAYAT

FALIMARI
P.O. FALIMARI
DIST. DHUBRI

ASSAM
PIN-78332

Advocate for the Petitioner : MR. S ISLAM, MR. T A RAHMAN, A R MONDAL, MR A HAWARI

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

BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

Date : 16.02.2026

1. Heard Mr. S Islam, learned counsel for the petitioners.
2. The petitioners herein are shopkeepers at Dhubrichar Hat and Dainik Bazaar, which according to them is situated at Revenue Village Kuntichar Pt-II, under Falimari Gaon Panchayat in the district of Dhubri, Assam.
3. The grievance of the petitioners herein is that, in respect of two markets, namely, Dhubrichar Hat and Dainik Bazaar, the concerned respondent authorities have not issued any Notice Inviting Tender (NIT) for the year 2025-26, and resultantly, the petitioners are not in a position to carry out their business.
4. Ms. N Bora, learned standing counsel, PNRD Department submits that there is a dispute as regards jurisdictional authority to issue such tender i.e., whether it is the Dhubri Municipal Corporation or the concerned Gaon Panchayat.
5. It is further submitted that already a request has been made to the Circle Officer to demarcate the boundary and to submit a report, so that, proper course of action can be taken for

settlement of the markets in question.

6. Though the Circle officer is not made a party, Mr. K Gogoi, learned State counsel representing the respondent No.3 shall complete his instructions as regards the status of such request for demarcation of the area in question.

7. Accordingly, the respondent No.3 shall apprise this court by the next date fixed, as to whether the necessary demarcation has been carried out by the Circle Officer, if so, a report of such demarcation be furnished by the next date fixed.

8. List this matter again on 25.03.2026.

JUDGE

Comparing Assistant