

GAHC010246462025



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

Case No. : WP(C)/6670/2025

BURAGAON SAMABAI SAMITY LTD
REPRESENTED BY ITS CHAIRMAN, SRI SHYAM DAS, AGE 61 YEARS SON
OF LATE LAL RAM DAS R/O VILLAGE BORPUKHURI, P.O. BHALUKMARI
DISTRICT - HOJAI, ASSAM

VERSUS

THE STATE OF ASSAM AND 6 ORS.
REPRESENTED BY THE COMMISSIONER SECRETARY TO THE GOVT. OF
ASSAM, CO-OPERATION DEPARTMENT, DISPUR, GUWAHATI-781006

2:THE SECRETARY TO THE GOVT OF ASSAM
REVENUE DEPARTMENT
DISPUR
GUWAHATI - 781006

3:THE REGISTRAR OF CO OPERATIVE SOCIETIES
ASSAM
KHANAPARA
GUWAHATI - 781022.

4:THE DISTRICT COMMISSIONER
HOJAI
ASSAM

5:THE ASSISTANT REGISTRAR OF COOPERATIVE SOCIETIES

HOJAI
DISTRICT HOJAI
ASSAM

6:THE CIRCLE OFFICER OF LANKA REVENUE CIRCLE

LANKA
DISTRICT HOJAI
ASSAM

7:THE MS KAKINI BAHUMUKHI SAMABAI SAMITY LTD

REPRESENTED BY ITS CHAIRMAN
P.O. KAKI
DISTRICT - HOJAI
ASSAM. PIN - 78288

Advocate for the Petitioner : MR. B RAHMAN, MS. J GHOSH,MR. JUNM LASKAR

Advocate for the Respondent : GA, ASSAM, SC, CO OP,SC, REVENUE

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

17.12.2025

Heard Shri B. Rahman, learned counsel for the petitioner - Samity, which is aggrieved by a letter dated 18.08.2025 issued by the District Commissioner, Hojai whereby the Circle Officer, Lanka Revenue Circle has been directed to take steps for issuing eviction notice against the petitioner.

It is contended that though the communication has mentioned about an order of the High Court, there was no such direction and on the other hand, the parties were directed to approach the appropriate forum including Civil Court which has not been done.

Let notice be issued, returnable on 20.01.2026.

Shri G. Bordoloi, learned Standing Counsel, Cooperation Department accepts notice on behalf of the respondent nos. 1, 3 & 5 whereas Ms. G. Hazarika, learned Standing Counsel, Revenue Department accepts notice on

behalf of the respondent no. 2 and Ms. M. Barman, learned State Counsel accepts notice on behalf of the respondent nos. 4 & 6. Extra copies of the writ petition be served upon the learned counsel for the respondents by tomorrow.

Petitioner to take steps for service of notice upon the respondent no. 7 by speed post with A/D. Steps within two days.

Shri Rahman, learned counsel for the petitioner prays for an interim order.

After perusal of the facts and circumstances, it is provided that no coercive action be taken against the petitioner till the returnable date.

It is however provided that since this order is passed *ex-parte* at the motion stage *qua* the respondent no. 7, the parties may come up for modification / alteration / vacation, if so advised.

List this case on 20.01.2026.

JUDGE

Comparing Assistant