

GAHC010252662025



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

**Case No. : WP(C)/6805/2025**

JITU BHUYAN  
S/O- LATE KINARAM BHUYAN, R/O- BHOLAGURI SATRA, P.O.-  
PUBTHORIA, P.S.- KALIABOR, PIN- 782137, DIST.- NAGAON, ASSAM

VERSUS

THE STATE OF ASSAM AND 6 ORS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM,  
WATER RESOURCES DEPARTMENT, DISPUR, GUWAHATI-6

2:GOVERNMENT OF ASSAM  
REVENUE AND DISASTER MANAGEMENT (GENERAL) DEPARTMENT  
DISPUR  
GUWAHATI-6

3:DIST. COMMISSIONER  
NAGAON  
ASSAM  
PIN- 782001

4:THE CHIEF ENGINEER  
WATER RESOURCES DEPARTMENT  
ASSAM  
BASISTHA  
GUWAHATI-29

5:THE SUPERINTENDENT ENGINEER  
NAGAON WATER RESOURCE CIRCLE  
NAGAON- 782003

6:THE EXECUTIVE ENGINEER  
NAGAON

WATER RESOURCE DIVISION  
NAGAON  
PIN- 782003

7:THE ASSISTANT EXECUTIVE ENGINEER  
NAGAON  
WATER RESOURCES SUB-DIVISION  
NAGAON  
PIN- 782003  
ASSA

**Advocate for the Petitioner** : MRS. K K CHOUDHURY, D KALITA

**Advocate for the Respondent** : SC, WATER RESOURCE, SC, REVENUE,GA, ASSAM

**BEFORE**  
**HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

**ORDER**

**Date : --23.03.2026**

Heard Ms. K.K. Choudhury, learned counsel for the petitioner and Ms. Tinlung, learned counsel on behalf of Mr. R.M. Das, learned Standing Counsel, Water Resources Department for the respondent nos. 1, 4, 5, 6 & 7; Mr. J. Handique, learned Standing Counsel, Revenue & Disaster Management Department for the respondent no. 2; and Ms. U. Das, learned Additional Senior Government Advocate, Assam for the respondent no. 3.

In the affidavit-in-opposition filed by the respondent no. 4, it is stated that the payment to the petitioner could not be released as the competent authority to make the payment under the State Disaster Response Fund [SDRF] Scheme is the concerned District Commissioner, Nagaon [the respondent no. 3] and the Water Resources Department acts only as the supervising authority of the projects under the SDRF Scheme.

In view of such stand taken by the respondent Water Resources Department authorities, the respondent no. 2 and the respondent no. 3 are required to file their counter affidavits.

Mr. J. Handique, learned Standing Counsel, Revenue & Disaster Management

Department for the respondent no. 2 and Ms. U. Das, learned Additional Senior Government Advocate, Assam for the respondent no. 3 are granted 3 [three] weeks' time to obtain the necessary instructions and to file their counter affidavits on behalf of the said respondents.

List the case on 04.05.2026.

**JUDGE**

**Comparing Assistant**