

GAHC010262932024



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

Case No. : WP(C)/54/2025

SMTI. JYOTIKA TERON AND 3 ORS.
W/O LATE KARUNA KANTA TERON, R/O VILL- PAMOHI (MOINA
KHURUNG), NEAR PHC, P.O. AND P.S.-GARCHUK, GUWAHATI, KAMRUP
(M), ASSAM, PINCODE-781040

2: PRIYANKA TERON
D/O LATE KARUNA KANTA TERON
R/O VILL- PAMOHI (MOINA KHURUNG)
NEAR PHC
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PINCODE-781040

3: DIGAMBAR TERON
S/O LATE KARUNA KANTA TERON
R/O VILL- PAMOHI (MOINA KHURUNG)
NEAR PHC
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PINCODE-781040

4: TARULATA TERON
D/O LATE KARUNA KANTA TERON
R/O VILL- PAMOHI (MOINA KHURUNG)
NEAR PHC
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PINCODE-78104

VERSUS

RATUL BAISHYA AND 14 ORS.

S/O LATE RAMESWAR BAISHYA AND MOTHER OF LATE PUTUL BAISHYA,
R/O AZARA, P.O. AND P.S.-AZARA, DIST- KAMRUP (M), ASSAM, PIN-781017

2:CHANDAN BAISHYA

S/O LATE RAMESWAR BAISHYA AND MOTHER - LATE PUTUL BAISHYA
R/O AZARA
P.O. AND P.S.-AZARA
DIST- KAMRUP (M)
ASSAM
PIN-781017

3:DILIP BAISHYA

S/O LATE RAMESWAR BAISHYA AND MOTHER - LATE PUTUL BAISHYA
R/O AZARA
P.O. AND P.S.-AZARA
DIST- KAMRUP (M)
ASSAM
PIN-781017

4:SMTI. BIMALA BAISHYA

D/O LATE RAMESWAR BAISHYA AND MOTHER - LATE PUTUL BAISHYA
R/O AZARA
P.O. AND P.S.-AZARA
DIST- KAMRUP (M)
ASSAM
PIN-781017

5:SMTI. PADUMI BAISHYA

D/O LATE RAMESWAR BAISHYA AND MOTHER - LATE PUTUL BAISHYA
R/O AZARA
P.O. AND P.S.-AZARA
DIST- KAMRUP (M)
ASSAM
PIN-781017

6:SMTI. LIPIKA BAISHYA

D/O LATE RAMESWAR BAISHYA AND MOTHER - LATE PUTUL BAISHYA
R/O AZARA
P.O. AND P.S.-AZARA
DIST- KAMRUP (M)
ASSAM
PIN-781017

7:PRASANA TERON

S/O LATE KAMINI TERONG
R/O PAMOHI
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PIN-781040

8:SABITA TERON
W/O LATE BIREN TERON
R/O PAMOHI
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PIN-781040

9:SANKAR TERON
S/O LATE MAMAT TERON
R/O VILL- PAMOHI (MOINA KHURUNG)
NEAR PHC
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PIN-781040

10:GUNESWAR TERON
S/O LATE MAMAT TERON
R/O VILL- PAMOHI (MOINA KHURUNG)
NEAR PHC
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PIN-781040

11:GOBINDA TERON
S/O LATE JAMIN TERON
R/O VILL- PAMOHI (MOINA KHURUNG)
NEAR PHC
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PIN-781040

12:GOPAL TERON

S/O LATE JAMIN TERON
R/O VILL- PAMOHI (MOINA KHURUNG)
NEAR PHC
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PIN-781040

13:TARUN TERON
S/O LATE JAMIN TERON
R/O VILL- PAMOHI (MOINA KHURUNG)
NEAR PHC
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PIN-781040

14:MUKUL TERON
S/O LATE JAMIN TERON
R/O VILL- PAMOHI (MOINA KHURUNG)
NEAR PHC
P.O. AND P.S.-GARCHUK
GUWAHATI
KAMRUP (M)
ASSAM
PIN-781040

15:PROTIVA BORO
W/O AJAY KR. RABHA
R/O HOUSE NO. 11
JAPORIGOG
LAKHI NAGAR
P.O. AND P.S.-DISPUR
GUWAHATI
KAMRUP (M)
ASSAM
PIN-78100

Advocate for the Petitioner : MR. FIRUZ KHAN, P. NATH, RHITUSHREE TALUKDAR, MR. ABHIJIT MENA, MR. T K DAS, MR U CHAUDHURY

Advocate for the Respondent : ,

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

08.01.2025

Heard the learned counsel for the petitioner.

The petitioner before this Court is put to challenge the award dated 09.09.2023 passed in Title Suit No. 47 of 2023, it is submitted by the learned counsel for the petitioner that the matter was resolved amicably between the parties although the petitioner was never put to notice.

The petitioner's claim is that he is still in possession of the land and therefore the order passed by the National Lok Adalat having been passed without any notice to the petitioner is totally contrary to law, therefore, appropriate orders are required to be passed.

Since the order passed by the National Lok Adalat is put to challenge, this Court considers it appropriate to request Mr. H.K. Das, learned Standing Counsel for the Gauhati High Court to appear in this matter and assist the Court.

The learned counsel for the petitioner will furnish extra copies of the writ petition to Mr. H.K. Das, learned Standing Counsel for the Gauhati High Court along with copy of this order.

Let this matter be listed on 28.01.2025.

JUDGE

Comparing Assistant