

GAHC010266172025



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

Case No. : WP(C)/6863/2025

SURAJIT RABHA
S/O- TANGUN RABHA,VILLAGE- GERUAPAR P.O.- DONGPAR DIST- BAKSA,
ASSAM- 781368.

VERSUS

THE BODOLAND TERRITORIAL COUNCIL AND 3 ORS
REPRESENTED BY THE PRINCIPAL SECRETARY, BODOLANDTERRITORIAL
COUNCIL (BTC), BODOLAND SECRETARIAT COMPLEX, BODOFA NWGWR,
KOKRAJHAR- 783371.

2:THE SECRETARY
BODOLAND TERRITORIAL COUNCIL (BTC)
ENVIRONMENT AND FOREST DEPARTMENT
BODOLAND SECRETARIAT COMPLEX
BODOFA NWGWR
KOKRAJHAR- 783371

3:THE ADDITIONAL CHIEF CONSERVATOR OF FOREST CUM CHD
BODOLAND TERRITORIAL COUNCIL
KOKRAJHAR- 783371

4:THE DIVISIONAL FOREST OFFICER
BAKSA FOREST DIVISION
DEPARTMENT
MUSHALPUR
BTR
BAKSA- 78137

Advocate for the petitioner(s): Mr. S Hoque

Advocate for the respondent(s): Mr. AK Bhuyan, Senior Standing Counsel

BTC.

Mr. NR Sarma

B E F O R E

HON'BLE MR. JUSTICE DEVASHIS BARUAH

ORDER

03.12.2025

Heard Mr. S Hoque, the learned counsel appearing on behalf of the petitioner.

2. Issue notice, making it returnable on 08.12.2025.
3. Mr. AK Bhuyan, the learned Senior Standing Counsel, BTC who appears on behalf of the respondent Nos.1, 2, 3 and 4. Extra copies of the writ petition be served upon him during the course of the day.
4. The grievance of the petitioner, for which, the present writ petition has been filed is that in pursuance to a Notice Inviting Tender dated 25.08.2025, the petitioner submitted the bid along with two other bidders in respect to *Barnadi Sand Mahal No.13*. The bid of the petitioner was found to be the highest and also compliant with the tender notice. It was also recommended by the Secretary, BTC that the petitioner should be granted the mining contract in respect to *Barnadi Sand Mahal No.13*.
5. It is the case of the petitioner that though such recommendations were

made on 13.11.2025, but on account of a communication issued by the Executive Officer Bodoland Territorial Council, there is a move to cancel the entire tender process in order to accommodate two persons.

6. Mr. AK Bhuyan, the learned Senior Standing Counsel, BTC submitted that there is a move for cancellation of the tender process in view of the fact that the said Notice Inviting Tender was not issued in terms with Rule 34 of the *Assam Minor Mineral Concession Rules, 2013*. He, however, submitted that he would produce the instruction on the next date fixed.

7. List accordingly.

JUDGE

Comparing Assistant