

GAHC010066022023



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

Case No. : Cont.Cas(C)/295/2023

NAZIR HUSSAIN LASKAR AND 46 ORS
S/O LATE HAZI SAMJAD ALI LASKAR, R/O VILL-MODHURBAND, P.O. AND
P.S.-SILCHAR, CACHAR, PIN-788001

2: SAMSUR UDDIN BARBHUIYA
S/O ABUBAKKAR BARBHUIYA
R/O VILL-MODHURBAND
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

3: JAMAL UDDIN BARBHUIYA
S/O ABUBAKKAR BARBHUIYA
R/O VILL-MODHURBAND
P.O. AND P.S.-SILCHAR
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4: JAMIR UDDIN MAZUMDAR
S/O LATE KALAMONI MAZUMDAR
R/O VILL-MODHURBAND
P.O. AND P.S.-SILCHAR
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5: TAJAB ALI
S/O ABDUL RAHMAN
R/O VILL-MODHURBAND
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6: AHMED KHAN
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29: JOYNAL ABDIN
S/O LT. RAMJAN ALI
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30: AKRAM ALI SADIAL
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VERSUS

ROHAN KUMAR JHA, IAS AND 3 ORS
DEPUTY COMMISSIONER, CACHAR, SILCHAR, PIN-788001

2:ABU EUSUF MD. K. ZAMAN
EXECUTIVE ENGINEER
SILCHAR WATER RESOURCE DIVISION
SILCHAR
CACHAR
PIN-788001

3:KUMAR GAURAV DAS
ACS
REVENUE CIRCLE OFFICER
SILCHAR SADAR REVENUE CIRCLE
CACHAR
SILCHAR-788001

4:BORSING RONGPI
CHIEF ENGINEER
WATER RESOURCE DEPARTMENT
ASSAM
CHANDMARI
GUWAHATI-78100

Advocate for the Petitioner : MR. N H MAZARBHUIYAN

Advocate for the Respondent :

Linked Case : I.A.(Civil)/1337/2023

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VERSUS

THE STATE OF ASSAM
TO BE REPRESENTED BY PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPARTMENT
DISPUR
GUWAHATI-781006

2:DEPUTY COMMISSIONER
CACHAR
SILCHAR
PIN-788001

3:EXECUTIVE ENGINEER
SILCHAR WATER RESOURCE DIVISION
SILCHAR

CACHAR
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4:REVENUE CIRCLE OFFICER
SILCHAR SADAR REVENUE CIRCLE
CACHAR
SILCHAR-788001
5:CHIEF ENGINEER
WATER RESOURCE DEPARTMENT
ASSAM
CHANDMARI
GUWAHATI-781003

Advocate for : MR. N H MAZARBHUIYAN
Advocate for : appearing for THE STATE OF ASSAM

Linked Case : WP(C)/8416/2022

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21: SAIMEN UDDIN
S/O IRFAN ALI BARBHUIYAN
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

22: FAZAL ALI BARBHUIYAN
S/O IRFAN ALI BARBHUIYAN
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

23: ISLAM UDDIN BARBHUIYAN
S/O IRFAN ALI BARBHUIYAN
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

24: KAMRUL ISLAM BARBHUIYAN
S/O IRFAN ALI BARBHUIYAN
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

25: SAMIR UDDIN BARBHUIYAN
S/O IRFAN ALI BARBHUIYAN
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR

PIN-788001

26: SAHAB UDDIN MAZUMDAR
S/O LT. AFTAB UDDIN MAZUNDAR
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

27: SELIM UDDIN LASKAR
S/O LT. SIRAJ UDDIN
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

28: AFTAB UDDIN SADIAL
S/O LT. RAMJAN ALI
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

29: JOYNAL ABDIN
S/O LT. RAMJAN ALI
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

30: AKRAM ALI SADIAL
S/O LT. RAMJAN ALI
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

31: BABUL UDDIN MAZUMDAR
S/O LT. ASADDAR ALI
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

32: LEAKUR RAHMAN BARBHUIYAN
S/O SUNAHAR ALI BARBHUIYAN
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR

CACHAR
PIN-788001

33: RAKIB UDDIN BARBHUIYAN
S/O LT. AFTAB UDDIN BARBHUIYAN
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

34: SHAJAN SADIAL
S/O LT. KUDDUS ALI SADIAL
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

35: RAJAN SADIAL
S/O LT. KUDDUS ALI SADIAL
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

36: LAL BABU SADIAL
S/O LT. IDRIS ALI SADIAL
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

37: SAJU SADIAL
S/O MERAB ALI SADIAL
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

38: KAJAL SADIAL
S/O IDRIS ALI SADIAL
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

39: ALOM UDDIN MAZUMDAR
S/O ASHIQUE UDDIN MAZUMDAR
R/O VILL-MODHURBAND PART-II

P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

40: FAZIL UDDIN MAZUMDAR
S/O ASHIQUE UDDIN MAZUMDAR
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

41: KAMAL UDDIN MAZUMDAR
S/O ASHIQUE UDDIN MAZUMDAR
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

42: JAMAL UDDIN MAZUMDAR
S/O ASHIQUE UDDIN MAZUMDAR
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

43: SAJAL UDDIN MAZUMDAR
S/O ASHIQUE UDDIN MAZUMDAR
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

44: ABDUL HUSSAIN
S/O LT. JALAL UDDIN MAZUMDAR
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

45: REBUL HUSSAIN MAZUMDAR
S/O LT. JALAL UDDIN MAZUMDAR
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

46: DIDAR HUSSAIN MAZUMDAR
S/O LT. JALAL UDDIN MAZUMDAR

R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001

47: RAJAN HUSSAIN MAZUMDAR
S/O LT. JALAL UDDIN MAZUMDAR
R/O VILL-MODHURBAND PART-II
P.O. AND P.S.-SILCHAR
CACHAR
PIN-788001
VERSUS

THE STATE OF ASSAM AND 4 ORS
TO BE REPRESENTED BY PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPARTMENT
DISPUR
GUWAHATI-781006

2:DEPUTY COMMISSIONER
CACHAR
SILCHAR
PIN-788001
3:EXECUTIVE ENGINEER
SILCHAR WATER RESOURCE DIVISION
SILCHAR
CACHAR
PIN-788001
4:REVENUE CIRCLE OFFICER
SILCHAR SADAR REVENUE CIRCLE
CACHAR
SILCHAR-788001
5:CHIEF ENGINEER
WATER RESOURCE DEPARTMENT
ASSAM
CHANDMARI
GUWAHATI-781003

Advocate for : MR. N H MAZARBHUIYAN
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 4 ORS

BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM

ORDER

27.09.2023

Mr. M. H. Saikia, learned counsel for the petitioners In WP(C) No.8416/2022 submits that an I.A. has been filed seeking correction of the order dated 04.01.2023 passed by the learned Single Judge in WP(C) No.8416/2022 and therefore, these matters be listed before the appropriate Bench along with the I.A.

Ms. S. Sarma, learned Govt. Advocate, Assam appearing for the official respondents submits that instructions as called for in WP(C) No.8416/2022 are still awaited.

Ms. G. Hazarika, learned Standing Counsel, Revenue Department as well as Ms. J. Gogoi, learned Standing Counsel, Water Resources Department are present on behalf of the respondents in Cont. Case(C) No.295/2023.

On the request of Mr. Saikia, let these matters be listed before the appropriate Bench, after a week.

JUDGE

Comparing Assistant