

GAHC010269092022



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

Case No. : WP(C)/8426/2022

BALEN KALITA AND 4 ORS
S/O- HARIDAS KALITA,
RESIDENT OF VILL. BOR TEZPUR, (NUW-VITHA),
MOUZA- RAMPUR, REVENUE CIRCLE- PALASHBARI,
P.S.- PALASHBARI, MIRZA,
P.O.- PALASHBARI, DIST- KAMRUP,
ASSAM, PIN- 781132.

2: DIPAK KALITA
S/O- LT. KAMALA KALITA
RESIDENT OF VILL. BOR TEZPUR
(NUW-VITHA)
MOUZA- RAMPUR
REVENUE CIRCLE- PALASHBARI
P.S.- PALASHBARI
MIRZA
P.O.- PALASHBARI
DIST- KAMRUP
ASSAM
PIN- 781132.

3: RUPAK KALITA
S/O- LT. KAMALA KALITA
RESIDENT OF VILL. BOR TEZPUR
(NUW-VITHA)
MOUZA- RAMPUR
REVENUE CIRCLE- PALASHBARI
P.S.- PALASHBARI
MIRZA
P.O.- PALASHBARI
DIST- KAMRUP
ASSAM
PIN- 781132.

4: SAILEN KALITA
S/O- HARIDAS KALITA
RESIDENT OF VILL. BOR TEZPUR
(NUW-VITHA)
MOUZA- RAMPUR
REVENUE CIRCLE- PALASHBARI
P.S.- PALASHBARI
MIRZA
P.O.- PALASHBARI
DIST- KAMRUP
ASSAM
PIN- 781132.

5: SHANTI KALITA
C/O- LATE JAYRAM KALITA
RESIDENT OF VILL. BOR TEZPUR
(NUW-VITHA)
MOUZA- RAMPUR
REVENUE CIRCLE- PALASHBARI
P.S.- PALASHBARI
MIRZA
P.O.- PALASHBARI
DIST- KAMRUP
ASSAM
PIN- 781132

VERSUS

UNION OF INDIA AND 5 ORS
REPRESENTED BY THE SECRETARY,
MINISTRY OF RAILWAYS OF INDIA.

2:GENERAL MANAGER
N.F. RAILWAY HEADQUARTERS
MALIGAON
ASSAM.

3:THE STATE OF ASSAM
SECRETARY/ COMMISSIONER
DEPARTMENT OF LAND REVENUE
GOVT. OF ASSAM
DISPUR
GUWAHATI- 06
ASSAM.

4:THE DEPUTY COMMISSIONER
AMINGAON
KAMRUP

ASSAM.

5:THE ADDITIONAL DEPUTY COMMISSIONER (LAND ACQUISITION)
AMINGAON
KAMRUP
ASSAM.

6:LAND ACQUISITION OFFICER
OFFICE OF THE DEPUTY COMMISSIONER
AMINGAON
KAMRUP
ASSAM

Advocate for the Petitioner : MR. A K DAS

Advocate for the Respondent : DY.S.G.I.

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 27.02.2023

Mr. M.J. Gogoi, learned counsel for the petitioners; Mr. C.K.S. Baruah, learned Central Government Counsel [CGC] for the respondent nos. 1 & 2; Mr. A. Bhattacharjee, learned Standing Counsel, Revenue Department for the respondent no. 3; and Mr. K. Gogoi, learned Additional Senior Government Advocate, Assam for the respondent nos. 4, 5 & 6 are present.

Mr. Gogoi, Additional Senior Government Advocate, Assam for the respondent nos. 4, 5 & 6 has prayed for and is granted 4 [four] weeks time to file counter affidavit on behalf of the respondents represented by him.

Mr. Gogoi, learned counsel for the petitioner is permitted to make correction of one word in the additional affidavit in his own handwriting.

List the case accordingly after 4 [four] weeks on a date to be fixed by the office.

JUDGE

Comparing Assistant