

GAHC010271722025



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

Case No. : CRP/179/2025

ALFAR UDDIN AND 4 ORS.
SON OF LATE ABDUL WAHID @ ABDUL WAJID, R/O VILL- PABIJURI, P.O.-
BURUNGATALI BAZAR, P.S.-MURAJHAR, DIST- HOJAI, ASSAM, PIN-782445

2: NAZIM UDDIN
SON OF LATE ABDUL WAHID @ ABDUL WAJID
R/O VILL- PABIJURI
P.O.- BURUNGATALI BAZAR
P.S.-MURAJHAR
DIST- HOJAI
ASSAM
PIN-782445

3: RIYAZ UDDIN
SON OF LATE ABDUL WAHID @ ABDUL WAJID
R/O VILL- PABIJURI
P.O.- BURUNGATALI BAZAR
P.S.-MURAJHAR
DIST- HOJAI
ASSAM
PIN-782445

4: REHAN UDDIN
SON OF LATE ABDUL WAHID @ ABDUL WAJID
R/O VILL- PABIJURI
P.O.- BURUNGATALI BAZAR
P.S.-MURAJHAR
DIST- HOJAI
ASSAM
PIN-782445

5: MUSSTT. SITARUN NESSA
WIFE OF LATE ABDUL WAHID @ ABDUL WAJID
R/O VILL- PABIJURI

P.O.- BURUNGATALI BAZAR
P.S.-MURAJHAR
DIST- HOJAI
ASSAM
PIN-78244

VERSUS

KABIR UDDIN TALUKDAR @ KABIR UDDIN AND 2 ORS.
SON OF LATE ABDUS SUBHAN, R/O VILL- PABIJURI, P.O.- BURUNGATALI
BAZAR, P.S.-MURAJHAR, DIST- HOJAI, ASSAM, PIN-782445

2:HASIB UDDIN
S/O LATE ABDUL SATTAR
R/O VILL- PABIJURI
P.O.- BURUNGATALI BAZAR
P.S.-MURAJHAR
DIST- HOJAI
ASSAM
PIN-782445

3:SALMAN UDDIN
S/O LATE ABDUL RAB
R/O VILL- PABIJURI
P.O.- BURUNGATALI BAZAR
P.S.-MURAJHAR
DIST- HOJAI
ASSAM
PIN-78244

Advocate for the Petitioner : MR B PAUL,

Advocate for the Respondent : MR. M I HUSSAIN, N. UDDIN

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 12.12.2025

1. Heard Mr. D. P. Borah, learned counsel for the appellants. Also heard Mr. M. I. Hussain, learned counsel for the respondents.

2. This application under Article 227 of the Constitution of India has been filed by the petitioners impugning the order dated 30.10.2025 passed by the

learned Additional District and Sessions Judge (FTC), Hojai in Land Grabbing Case No. 5/2024.

3. The learned counsel for the petitioners has submitted that the Trial Court had erred by holding, in the impugned order, that as the quantum of land is very less, hence, it is not connected to an organized attempt of land grabbing which is dealt with by Assam Land Grabbing Act, 2010. He submits that the Trial Court erred in not correctly interpreting the ruling of the Division Bench of this Court in the case of "**XXX Vs. State of Assam**" reported in "**2018 2 GLR 313**" while dismissing the land grabbing case filed by the petitioners.

4. The issues raised by the petitioners in this revision petition needs to be examined by this Court. Hence, issue notice.

5. Since, Mr. M. I. Hussain, learned counsel has already appeared for all the respondents, no formal notice need to be issued to the respondents.

6. The learned counsel for the Caveator/respondents submits that the respondents may be allowed some time to file a written objection against the petition filed by the present petitioners.

7. The prayer is allowed.

8. List this matter again on 22nd of January, 2026.

9. Let the records of Land Grabbing Case No. 5/2024 be called for from the Court of the learned Additional District and Sessions Judge (FTC), Hojai.

10. The Registry to take steps for requisitioning the aforesaid records.

11. List accordingly.

JUDGE

Comparing Assistant