

GAHC010271812025



undefined

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

**Case No. : WP(C)/7079/2025**

SAMSERUDDIN AHMED AND ANR  
S/O-SIDDIQUE ALI  
VILL-CHENIBARI  
P.O- BHERBHERI BILL.P.S- DHULA  
DIST- DARRANG, ASSAM

2: ABDUL KUDDUS

S/O-LT. MINNAT ALIVILL- RAJAHALI  
P.O-BHERBHERI BILL P.S- DHULA  
DIST- DARRANG  
ASSA

VERSUS

THE STATE OF ASSAM AND 6 ORS.  
REPRESENTED BY THE SECRETARY,REVENUE AND  
DISASTERMANAGEMENT DEPARTMENT,GOVERNMENT OF ASSAM,  
DISPUR,GUWAHATI-06

2:THE DISTRICT COMMISSIONER

DARRANG AT MANGALDAI  
ASSAM.

3:THE CIRCLE OFFICE

PUB MANGALDAI REVENUE CIRCLE  
MANGALDAI  
ASSAM

4:THE EXECUTIVE ENGINEER

PWD(R)

DARRANG AT MANGALDAI  
ASSAM.

5:SRI BICHITRA BASUMATARY

CONTRACTOR OF THE ROAD  
NAMELY - FROM PUTHIA GHATTO PUTHIMARI ROAD MAJORSUBA TO  
CHENIBARI RAJAHALI UNDER SIPAJHAR KALAIGAON CENTRAL ROAD  
CIRCLE  
SIPAJHAR  
PO- BHERBHERI  
PSDHULA  
DIST- DARRANG  
ASSAM.

6:MAZIBAR RAHMAN

S/O-LT. MINNAT ALI  
VILL- RAJAHALI  
P.O- CHAMUAKHATPS- DHULADIST- DARRANG  
ASSAM PIN-784190

7:SARFUL IMANUR RAHMAN

S/O- MAZIBAR RAHMAN  
VILL- RAJAHALI P.O- CHAMUA KHATPS- DHULADIST- DARRANG  
ASSAM PIN-78419

**Advocate for the Petitioner** : MR. M U MAHMUD, MRS. M SAIKIA, S SEKH, A A  
HAZARIKA, MR S H MAHMUD

**Advocate for the Respondent** : GA, ASSAM, SC, REVENUE

**BEFORE**  
**HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

**ORDER**

**12.12.2025**

Heard Shri MU Mahmud, learned counsel for the petitioners, who are aggrieved by the change in the course of a road which affects his land. It is submitted that such change has been done at the instance of the respondent nos. 6 & 7.

Let notice be issued, returnable on 19.01.2026.

Ms. G. Hazarika, learned Standing Counsel, Revenue Department accepts notice on behalf of the respondent no. 1; Shri H. Sarma, learned Additional Senior Government Advocate accepts notice on behalf of the respondent nos. 2 & 3 and Shri D. Nath, learned Standing Counsel, PWD accepts notice on behalf of the respondent no. 4. Extra copies of the writ petition be served upon the learned counsel for the respondents within two working days.

Petitioner to take steps for service of notice upon the respondent nos. 5, 6 & 7 by speed post with A/D. Steps within two working days.

Both Shri H. Sarma, learned Additional Senior Government Advocate and Ms. Hazarika, learned Standing Counsel, Revenue Department have however raised an objection by submitting that the change in the course of a road apparently appears to have been done for public interest and those being policy matters cannot be put to challenge.

The aforesaid aspect be considered at an appropriate stage.

Shri Mahmud, learned counsel for the petitioners prays for an observation that in case, the land of the petitioners are adversely affected, proper compensation is to be paid.

The said aspect would also be considered at an appropriate stage.

List on 19.01.2026.

**JUDGE**

**Comparing Assistant**