

GAHC010285182023



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

**Case No. : WP(C)/7435/2023**

MD ALTAB HUSSAIN @ MD ALTAB HUSSAIN BARBHUIYA  
S/O- MD NAJIM UDDIN BARBHUIYA, R/O- HOUSE NO. 253, VILLAGE AND  
P.O. BORBALI, P.S. MURAJHAR, DISTRICT- HOJAI, ASSAM, PIN CODE-  
782481

VERSUS

THE STATE OF ASSAM AND 4 ORS  
THROUGH- THE COMMISSIONER AND SECRETARY, TO THE  
GOVERNMENT OF ASSAM, REVENUE AND DISASTER MANAGEMENT  
DISPUR, GUWAHATI- 781006

2:THE DISTRICT COMMISSIONER  
HOJAI SANKARDEV NAGAR  
HOJAI  
DISTRICT- HOJAI  
ASSAM  
PIN CODE- 782442

3:THE ADDITIONAL DISTRICT COMMISSIONER (REVENUE)  
HOJAI SANKARDEV NAGAR  
HOJAI  
DISTRICT- HOJAI  
ASSAM  
PIN CODE- 782442

4:THE CIRCLE OFFICER  
VILLAGE AND P.O. DOBOKA  
DISTRICT HOJAI ASSAM  
PIN CODE- 782440

5:THE EXECUTIVE ENGINEER

PWD HOJAI DISTRICT TERRITORIAL BUILDING DIVISION  
VILLAGE AND P.O. HOJAI  
DISTRICT- HOJAI  
ASSAM  
PIN CODE- 78243

**For the Petitioner(s) : Mr. I. Hussain, Advocate**

For the Respondent(s) : Mr. H. Sarmah, Addl. Sr. GA  
Mr. A. Bhattacharyya, SC, Revenue

BEFORE  
**HON'BLE MR. JUSTICE DEVASHIS BARUAH**  
ORDER

30.03.2026

It is seen that pleadings have been exchanged in the instant proceedings.

2. This Court enquired with the learned counsel appearing on behalf of the State Respondents as to under what provisions the land had been acquired. It has been submitted that the land is being acquired on the basis of the Asom Mala Project.

3. This Court enquired with the learned counsel appearing on behalf of the Respondents as to whether any acquisition can be made in respect of a Government land under the Asom Mala Project thereby affecting the immovable property of a person against his wishes. The learned Additional Senior Government Advocate submitted that he would obtain instructions in that

regard.

4. List this matter again on 22.04.2026.

**JUDGE**

**Comparing Assistant**