

GAHC030002362025



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

Case No. : WP(C)/43/2025

Sh. Punyo Chandra Chakma
S/o Late Biraj Moni Chakma
R/o- Village Borapansury-I Dist.- Lawngtlai, Mizoram-796770.

VERSUS

Union of India and 4 Ors.
R/b its Secretary, Ministry of Home Affairs, Govt. of India, New Delhi-110001.
2:The Inspector General (IG)
Border Security Force (BSF)
Mizoram and Cachar Frontier
Masimpur
Silchar
Assam - 788025.

3:The Commanding Officer
Border Security Force
Borapansury Out Post
Chakma Autonomous District Council
District- Lawngtlai
Mizoram-796770.

4:The Deputy Commissioner
Electric Veng
District-Lawngtlai
Mizoram-796891.

5:The Land Revenue and Settlement Dept.
Chakma Autonomous District Council (CADC)
District-Lawngtlai
Mizoram-796770

Advocate for the Petitioner : Mr. B. Chakma

Advocate for the Respondent : Addl. AG/GA, Mizoram for R 4 & 5

**BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO
ORDER**

31.08.2026

Parties are represented by their respective counsels.

Mr. B. Chakma, learned counsel for the petitioner submits that the land of the petitioner has been illegally occupied by the BSF authorities. He submits that the so called Land Allotment dated 27.01.1992 annexed by the respondent Nos. 1, 2 & 3 in their affidavit-in-opposition as 'Annexure – 1' purportedly issued by the Revenue Officer (HQrs) of the CADC, allotting land to the BSF bears no signature of the overseer and therefore, the same cannot be accepted as a document allotting land to the BSF.

Mr. Samuel L. Pachuau, learned counsel for the respondent No. 5 submits that as per the affidavit of the respondent No. 5, it appears that there is no land allotment in favor of the BSF authorities in Borapansury since there is no indication to that effect in the records of the CADC. In this connection, he has drawn the attention of this Court to the list of Land Lease allotted to Central Government annexed as 'Annexure – 1' to the affidavit of the respondent No. 5 filed on 24.08.2026. He however submits that since he has not receive a copy of the

affidavit-in-opposition filed by the respondent Nos. 1, 2 & 3 on 04.08.2025 wherein, the Land Allotment dated 27.01.1992 said to be issued by the Revenue Officer (HQrs), CADC is annexed, he may be given some time to obtain instructions in this regard.

Considering the above, Ms. Zairemsangpuii, learned CGC appearing for the respondent Nos. 1, 2 & 3 shall furnish a copy of the counter affidavit filed by the said respondents to Mr. Samuel L. Pachuau to enable him obtain instructions.

Ms. Vanneihsiami, learned Govt. Advocate appears for the respondent No. 4.

List the matter again on 15.09.2026.

JUDGE

Comparing Assistant