

GAHC010002592024



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

Case No. : WA/7/2024

LAKHIMI NANDI SARMA @ LAXHMI NANDI SARMA
W/O LATE GIRINDRA SARMA, R/O- EWS BUILDING NO- L, UNIT NO-17,
UNDER RHS SCHEME, BHETAPARA, GUWAHATI- 28, P.S. HATIGAON, DIST.-
KAMRUP (M), ASSAM.

VERSUS

1. THE STATE OF ASSAM AND ANR.
REP. BY THE COMMISSIONER AND SECRETARY, DEPTT. OF URBAN
DEVELOPMENT DEPTT., DISPUR, GUWAHATI- 781006.

2:THE ASSAM STATE HOUSING BOARD
REP. BY ITS COMMISSIONER
RADHA GOBINDA BARUAH ROAD
GUWAHATI- 781005

For the Appellant	: Mr. G. Uddin, Advocate.
	: Ms. P. Adhikari, Advocate.
For the Respondent(s)	: Ms. S. Konwar, Junior Government Advocate, Assam for respondent No.1.
	: Mr. T.R. Gogoi, Advocate for respondent No.2.

– BEFORE –
HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI
HON'BLE MR. JUSTICE SUMAN SHYAM

15.02.2024
(Vijay Bishnoi, CJ)

This writ appeal is filed by the appellant/writ petitioner being aggrieved with the

order dated 18.12.2023 passed by the learned Single Judge in WP(C) No.6334/2019, whereby the writ petition filed by the appellant/writ petitioner was dismissed.

Learned Single Judge has dismissed the aforesaid the writ petition by observing that the allotment of the flat to the appellant was cancelled by the competent authority way back in the year 2017 i.e. on 18.09.2017. However, the appellant has suppressed this fact and therefore, she is not entitled to get any relief in the extraordinary jurisdiction of this Court.

At this stage, Mr. G. Uddin, learned counsel for the appellant, on instruction, has submitted that the appellant be allowed to withdraw this writ appeal with liberty to her to file an appeal before the State Government under Section 57 of the Assam State Housing Board Act, 1972.

In view of above, the instant writ appeal stands dismissed with liberty as prayed for.

JUDGE

CHIEF JUSTICE

Comparing Assistant