

GAHC010011172016



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

Case No. : WP(C)/1682/2016

KABINDRA NATH
S/O SRI AMBIKA NATH, R/O BELTOLA TINIALI, P.O. BELTOLA, P.S.
BSISTHA, DIST- KAMRUP METRO, ASSAM

VERSUS

THE STATE OF ASSAM AND 2 ORS
REP. BY THE COMMISSIONER and SECY. TO THE GOVT. OF ASSAM, URBAN
AREAS DEVEL. DEPTT., DISPUR, GHY-6

2:THE ASSAM STATE HOUSING BOARD
REP. BY THE CHAIRMAN
R.G.B ROAD
GHY-5

3:THE COMMISSIONER OF THE ASSAM STATE HOUSING BOARD
R.G.B. ROAD
GHY-

For the petitioner (s) : Mr. H. R. Ahmed, Advocate

For the respondent (s) : Mr. T. R. Gogoi, Advocate

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
O R D E R

12.01.2024

The instant writ petition has been filed challenging the list of approved allottees under the Rental Housing Scheme under the Assam State Housing Board, Bhetapara, Maligaon and Hengrabari, all dated 25.02.2016.

2. However, from a perusal of the writ petition, it reveals that none of the allottees have been made a party in the instant proceedings. Under such circumstances, the writ petition cannot be entertained in view of the necessary parties being not impleaded to the writ petition.

3. This Court has also taken note of the affidavit-in-opposition filed by the Assam State Housing Board wherein it has been mentioned that as regards one Rita Choudhury who was an allottee of a flat in LIG Building No.E/2 at Ghoramara, she has already been evicted.

4. In view of the above, taking into account that the petitioner had not impleaded the allottees whose allotments have been put to challenge and also having perused the stand of the respondent authorities that they had duly taken action against those who have been illegally allotted, this Court finds no reason for issuance of a writ in the instant proceedings.

5. Consequently, the instant writ petition stands dismissed.

JUDGE

Comparing Assistant