

GAHC010118472024



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

Case No. : WP(C)/3108/2024

AZIAL HOQUE
S/O- LT. SUBAN SHEIKH, VILL- TAKIMARI, P.O. HAZIRHAT, P.S. SUKCHAR,
DIST.- SOUTH SALMARA- MANKACHAR, ASSAM, PIN- 783128

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,
PANCHAYAT AND RURAL DEVELOPMENT DEPTT., DISPUR, GUWAHATI-6

2:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT DEPTT.
GOVT OF ASSAM
PANJABARI
JURIPAR
GUWAHATI-37

3:THE DISTRICT COMMISSIONER
SOUTH SALMARA-MANKACHAR DISTRICT
HATSINGIMARI
ASSAM
PIN- 783135

4:MRS. MERINA KHAN
THE THEN PRESIDENT
SOUTH SALMARA-MANKACHAR ZILLA PARISHAD
HATSINGIMARI
ASSAM
PIN- 783135

5:THE CHIEF EXECUTIVE OFFICER
SOUTH SALMARA-MANKACHAR ZILLA PARISHAD

HATSINGIMARI
ASSAM
PIN- 783135

6:THE CIRCLE OFFICER
SOUTH SALMARA REVENUE CIRCLE
P.O. SOUTH SALMARA
DIST.- SOUTH SALMARA-MANKACHAR
ASSAM
PIN- 783127

7:AMINUL HOQUE AHMED
S/O- LATE ASGOR ALI
VILL- CHOTOBAJRA
P.O. HAZIRHAT
P.S. SUKCHAR
DIST.- SOUTH SALMARA MANKACHAR
PIN- 783128
ASSA

Advocate for the Petitioner : MR A SHARMA

Advocate for the Respondent : GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

19.06.2024

Heard Mr. A. Sharma, learned counsel for the petitioner. Also heard Mr. P. Handique, learned Standing Counsel, P&RD.

The petitioner is aggrieved by the cancellation of the deed of agreement for settlement of market at Takimari area under the South Salmara Revenue Circle.

Since there is an alternative appellate remedy available under the statute under Section 137 of the Assam Panchayat Act, the petitioner is permitted to exhaust the statutory alternative remedy prescribed under the said section and file necessary appeal.

The writ petition is accordingly dismissed on withdrawal.

Needless to say if the petitioner is still aggrieved, he is granted liberty to approach this Court again.

JUDGE

Comparing Assistant