

GAHC010119092024



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

Case No. : WP(C)/3064/2024

SWAPAN BHARALI
S/O- SHUKLAI BHARALI, R/O- VILL- MATABORI, MOUZA- CHENGA, P.S.
TARABARI, DIST. BARPETA, ASSAM, PIN- 781305

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, REVENUE DEPARTMENT

2:THE COMMISSIONER FOR LOWER ASSAM
GUWAHATI PANBAZAR
ASSAM
PIN- 781001

3:THE DEPUTY COMMISSIONER
BARPETA
ASSAM

4:THE ADDITIONAL DEPUTY COMMISSIONER
REVENUE
BARPETA
ASSAM

5:THE CIRCLE OFFICER
CHENGA REVENUE CIRCLE
CHENGA MOUZA
BARPETA
ASSAM

6:THE DIRECTOR OF LAND RECORD AND SURVEY
ASSA

Advocate for the Petitioner : MR. R SARMA

Advocate for the Respondent : SC, REVENUE

**BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA**

ORDER

Date : 21-06-2024

Mr. R. Sharma, learned counsel for the petitioner submits that his appeal which was registered as RR Appeal No. 7/2021 was restored to file by order dated 9.06.2023 passed in WP(C) No. 1994/2023 with a direction to dispose of the said appeal within a period of 2(two) months. The appeal was earlier disposed of by the Lower Assam Commissioner. However now the competent appellate authority is notified as the Director of Land Record and Survey, Assam.

Mr. S. Dutta, learned Standing Counsel for the Revenue Department submits that the concerned Officer was on election duty and now has resumed office and the said authority is taking up the appeal hearing regularly.

As the said appeal is preferred under section 162 -C of the Executive Instructions under the Assam Land and Revenue Regulation, 1886, the Court is inclined to provide liberty to the petitioner to produce a certified copy of this order along with representation before the said Appellate Authority so as to enable the Appellate Authority to take-up the appeal of the petitioner and dispose of the same as expeditiously as possible.

It is clarified that the matter is not been heard on merit, therefore it would be open to the petitioner to raise any issue as desired by him in the said Revenue Appeal.

In view of the above, this writ petition stands disposed of.

JUDGE

Comparing Assistant