

GAHC010122142024



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

Case No. : WP(C)/3191/2024

SANJAY SARKAR

S/O- SURESH CHANDRA SARKAR, R/O- BILASIPARA TOWN, WARD NO. 14,
P.O. AND P.S. BILASIPARA, DIST. DHUBRI, ASSAM, PIN- 783348.

VERSUS

THE STATE OF ASSAM AND 9 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, URBAN DEVELOPMENT DEPARTMENT, DISPUR, GUWAHATI-
06.

2:THE DIRECTOR OF MUNICIPAL ADMINISTRATION
DISPUR
GHY-06.

3:THE BILASIPARA MUNICIPAL BOARD
REPRESENTED BY ITS EXECUTIVE OFFICER
P.O. AND PS.. BILASIPARA
DIST. DHUBRI
ASSAM
PIN- 783348.

4:THE CHAIRMAN
BILASIPARA MUNICIPAL BOARD
P.O. AND P.S. BILASIPARA
DIST. DHUBRI
ASSAM
PIN- 783348.

5:THE DISTRICT COMMISSIONER
DHUBRI
ASSAM

P.O.
P.S. AND DIST. DHUBRI
ASSAM
PIN- 783301.

6:THE SUB-DIVISIONAL OFFICER (CIVIL)
BILASIPARA
P.O. AND P.S. BILASIPARA
DIST. DHUBRI
ASSAM
PIN- 783348.

7:SMTI. RUMA SAHA
W/O- GAUTAM SAHA
R/O- BILASIPARA TOWN
WARD NO. 5
P.O. AND P.S. BILASIPARA
DIST. DHUBRI
ASSAM
PIN 783348.

8:RATAN SAHA
S/O- PRAHALAD SAHA
R/O- BILASIPARA TOWN
WARD NO. 12
P.O. AND P.S. BILASIPARA
DIST. DHUBRI
ASSAM
PIN 783348.

9:SANJAY BASAK
S/O- LATE SWAPAN BASAK
R/O- BILASIPARA TOWN
WARD NO. 13
P.O. AND P.S. BILASIPARA
DIST. DHUBRI
ASSAM
PIN 783348.

10:SUBAL DAS
S/O- LATE SUDAM CHANDRA DAS
R/O- BILASIPARA TOWN
WARD NO. 13
P.O. AND P.S. BILASIPARA
DIST. DHUBRI
ASSAM
PIN 783348

Advocate for the Petitioner : MR. M HUSSAIN

Advocate for the Respondent : GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

24.06.2024

Heard Mr. M. Hussain, learned counsel for the petitioner. Also heard Ms. M. Barman, learned Government Advocate.

2. The petitioner is aggrieved by non-allotment of a room in the newly constructed building for vegetable market in the Bilasipara Town under the Bilasipara Municipal Board.

3. The petitioner claims that he was running a shop subsequently there was a decision to demolish the old building and construct the new one. The petitioner filed a representation stating the room nos. 270, 271, 272 and 273 had been allotted to the private respondents out of the total 11 numbers of rooms. These four numbers of rooms have been allotted to the private respondent without any rhyme or reason whereas the petitioner and other similarly situated person have not been allotted any rooms. Raising these objections, he filed a representation before the authorities on 06.06.2024. The said representation was addressed to the Deputy Commissioner, Dhubri as well as the SDO(Civil), Bilasipara, the same although pending has not been disposed of as on date. The limited prayer of the writ petitioner is for a direction to the Deputy Commissioner, Dhubri to look into the grievances made by the writ petitioner and dispose of the writ petition by passing a speaking order.

4. The said prayer is not objected to by the learned Government Advocate

appearing for the State respondents.

5. Considering the limited prayer, this writ petition is disposed of in the motion stage without issuance of notice.

6. The representation dated 06.06.2024 stated to have been submitted by the writ petitioner before the Deputy Commissioner should be considered by the Deputy Commissioner, Dhubri. The grievances ventilated by the writ petitioner will be given due consideration by the Deputy Commissioner, Dhubri and thereafter the same shall be disposed of by passing a speaking order. Any such order that is passed, copy thereof will be served on the petitioner. This order be directed to be carried out within a period of thirty (30) days from the date of receipt of certified copy of this order along with a copy of this writ petition to be filed before the Deputy Commissioner, Dhubri.

7. The writ petition stands disposed of in terms of the above.

JUDGE

Comparing Assistant